File No. 8 of 05

Serial Nos. 1 – 28

1905.

GENERAL AND REVENUE SECRETARIAT.

(Prisons)

Part A: Manuscript
for January 1908

Serial Nos. 1 – – 28

G. R. S. 11] 1905.—06

GENERAL AND REVENUE SECRETARIAT.

(Prisons)

NOTES.

File No. 8 of 05

FILE HEADING.

Modification of Form C. to be filled in by the Magistrates sending in lunatic patients for medical observation.

From

The Inspector General of Prisons in Mysore.

No. C. 32 Dated 21.7.05 Received 24.7.05

Diary No. 7204 | Enclos 3 | Spare Copies — | Serial No. 1

BRIEF ABSTRACT OF LETTER.

Requests to direct the magistrates who send in lunatic patients for medical observation to fill in form C as modified.

NOTES AND ORDERS.

Submit with a draft reply. The matter has already been decided once for all in Govt letter No. 622 dated the 8th July 1897 and it is not known whether the Senior Surgeon wants to have that order cancelled.

S. No. 3049/720-21-02
Rl. has been sent to the Surgeon unofficially
18/05

NOTES—First sheet. SN 29-7-05

MGCPIE—35/100—18-8-0

G.B.S. 12]

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2 The communication of Jan 1907 related the reception of C. & R. 87 Lunatic & so is not entirely in point though of course the arrangement therein contemplated would be open to the objections stated.

3. Merely ask the Senior Surgeon to explain more fully the reasons for the modification proposed. Observe that a Magistrate would be in a less favourable position for determining the past history and present mental condition of a suspected lunatic than a medical man, qualified in the theory of mental diseases having the patient under his careful observation for a length of time. Ask if the duty to be cast on Magistrates finds an analogue in any of the British Indian administrations; & if so, that the rules or orders of such administrations in the matter may be quoted.

4. Whether the mere sending of a suspected lunatic to the Asylum, in most cases in his own interests, would involve branding him with a stigma is not altogether a medical question; & the Govt would reserve their opinion on it for the present.

H.S. Chandra Kt. 29.7.08 Sign.

Sgd 2/8/08

5. Subd. with a draft as directed.

29/7/08

6. Passed

K. Venkataramanda Ayyangar 31.7.08

SW 29/7/08

215—Contn. sheet

MGCPB—50,600—17-2-07

G.B.S. 12]
General and Revenue Secretariat. | File No. 8 of 1905-06

Serial No.

1 To — The Senior Surgeon and Sanitary Commissioner in Mysore

Letter no: G 351/Pris 8-2/ dated 2.8.05.

observes that a magistrate would be in a less favourable position for scrutinising the mental condition of a suspected lunatic than a medical man and enquires whether there is any analogy in the British Indian administrations to the form C duly sought to be cast on the magistrates -

3 From — The same officer -

Letter no: G. 113 dated 16.8.05

states that Forme C as sent to Government is so modified that all matter necessitating medical knowledge is eliminated and indicates only that the magistrate has made all due enquiries before sending the individual to the asylum; and further states that the magistrate in British India do not send persons who are not certified lunatics to lunatic asylums and consequently the modified forme C is unnecessary in British India.

Subd: for orders

CR 7. I am not sure that the facts -

NOTE—Contn. sheet

G.R.S. 12]

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culars required to be given to the Revenue Boards are not such as could more properly be furnished by a medical officer than by a Magistrate. See, for instance, clauses 10, 11, 12, 14, 16, 17 & 18.

8 Before passing final orders, perhaps it would be as well to consult District Magistrates and the Chief Conservator of Forests.

9. Put up a draft memo: sending copies of correspondence, including our letter of 20 Aug 1905 — K.S. Chandrasekhara Aiyar 21 Aug

10. Submit with a draft as directed

SW 21/8/05

K.S. Chandrasekhara Aiyar 21 Aug 05

11. Passed B.V. Venkatavaradayengar 23.8.05

14 To

The District Magistrates.

The Registrar of the Chief Court in memo: no: g 619 - 27 / Pris 8 - 4 / dated 28.8.05

Forwards the above correspondence for submitting their respective opinion in the matter.

5 From

The District Magistrate of Tumkur

Letter no: 254 dated 5.9.05

MGCPB—50 000—17-9-0

Serial No. 5

states that a greater part of the particulars required by the modified form may be easily filled in by the Magistrate in his enquiry & that it is not advisable to insist on the Magistrates giving all the information required by the form.

6. From the Regr. Ch. Court. No 1750/77 dt 11.9.05

States that the proposed form, which seems to be a modification of form No II prescribed under the Rules for reception & detention of lunatics in Notn No. 141 dt 31.7.1874, may be adopted as ensuring satisfactory enquiry by Magistrates & that it is understood that they are required to give as much information as they can elicit in their enquiry & that headings 12 & 14 of the proposed form must be made clear so as to make the magistrate understand precisely what details he is asked to give.

7. From the Dt Magistrate of Chitaldrug.

No 186 A 23.9.1905.

States that a Magistrate shall have no difficulty in filling the proposed form with the aid of a medical man & therefore that it may be adopted.

MGCPB—20,000—11-11-04.

Serial No.

8. From the Dt Magistrate of Shimoga-
No 360/272 dt 30-9-1905.

Recommends the modified form on condition that the Magistrate may furnish only such information as he can get.

9. From the Dt Magistrate Kadur.
No 283 dt 5-10-1905.

States that the modified form may conveniently be adopted

10. From the Dt Magistrate of Mysore
No 495 dt 11-11-1905.

States that all the particulars other than those required by ~~the~~ items 10, 12, 14 & 18, of the proposed form may be ascertained by a Magistrate & that a form with such particulars as Govt deem fit may be adopted to secure uniformity of practice.

11. From the District Magistrate of Hassan.
No 496/S. dt 13-11-1905.

Favors the proposal ~~and~~ provided that the original form 6 (including the headings requiring medical Knowledge) be still prescribed for medical officers furnishing their opinions to Magistrates who send suspected lunatics for observation, and states that in order to avoid confusion their Summary

MGCPB—20,000—1-11-04.

Serial No.

be substituted for form No II of Notn 141 d 31. 7. 1874 & that columns 11-16 thereof may be added to the new form to be for being filled in by the admission of the lunatic into the Asylum

12. From the District Magistrate of Kolar.

No 2708 d 7. 12. 05

Favors the existing practice whereby magistrates are required to fill in forms II prescribed under Notn referred to above & states that Form II contains some of the salient points of information required by the modified form proposed.

13. From the Dt Magistrate of Bangalore

No 515 d 15. 12. 1905.

States that the particulars required by the proposed form can be had by the Magistrates only by enquiry of persons related to or knowing the lunatic & that if the medical officers have neither the power nor the facilities to conduct the enquiries and ascertain the particulars, the proposed form may be adopted & the Magistrate requested to fill up the form wherever possible.

MGCPB—20,000—1-11-04.

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12. The Form which Magistrates sending lunatics to Asylums, were originally required to fill up is Form No II issued under Notn No 1411 dt 31-7-1884, and of which only the 1st 10 columns are required to be filled up by them. This form, No II was afterwards modified by another departmental form (Form 6) dt is this form which the Senior Surgeon wants further to modify ~~the proposed~~. The opinion of the Dt magistrates and the Registrar of the Chief Court were called for regard the proposed modification.

13. Of these the Dt magte of Kolar favours the existing practice, whereas the Dt magte of Kadur says that the proposed Form may conveniently be adopted The Regr of the Ch. Court and the Dt Magtes of Shimoga, Mysore and Tumkur state that the Form may be adopted the magistrate being required to give as much information as he can get elicit in the course of his enq The Regr. Ch. Court further states the Colms 12 & 14 must be made clear so as to make the Magtes understand what information they are required to give.

NOTE—Contn sheet.

MGCPB—20,600—1-11-04.

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The District Magte of Chitaldrug recommends the proposal on the ground that the form proposed can be easily filled up by a Magte with the aid of a medical officer. The Dt Magte Bangalore states that if the medical officer has neither the power nor the facilities to conduct the enquiries and ascertain the particulars, the magtes may be required to fill up the items wherever possible. The Dt Magte of Hassan ~~favor~~ recommends the proposal, provided (1) that the original form be with the headings requiring medical knowledge is still prescribed for medical officers furnishing their opinion to magtes & (2) that this form is substituted for form No II referred to above.

14. It appears from the different letters received, diverse ~~views~~ has been the practice in different districts; and the Magte of Mysore states that a form with such headings as Govt deem fit may be ~~prescribed~~ prescribed to ensure uniformity of practice.

MGCPB—20,000—1-11-04.

R.S. 12j
General and Revenue Secretariat.

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Serial No.

Subs for order

M. L. ~~M.L.~~ SM
20/12 OS 22/12

15. The reports received from the Dt Magts of Kolar, Mysore, Hassan & Chitaldroog show that in the Mofussil districts, the Magistrates do as a rule place persons deemed to be ~~be~~ lunatics brought before them, under the observation of the local medical officers and take medical ~~evidence~~ evidence as required under rule 5.

16. The reports of the Dt Magts of Kolar and Hassan further show that the Mofussil medical officers under whose observation such persons are placed, are required by departmental rules to furnish the Magistrates with reports in form C

17 The Mofussil practice here is thus the same as the Madras practice referred to by the Senior Surgeon. The Magistrates may be required to send to the Lunatic Asylum if they do not already do so, the Med Officers certificate in form C, in addition to the forms I & II prescribed by the rules.

18 It is only in the case of persons dealt with by Magistrates at Bangalore that recourse is not had to previous medical observation, as under rule 3 the Magistrates

NOTE—Contn. sheet.

IGCPB—20,000—1-11-04.

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at Bangalore can send the persons direct to the Lunatic Asylum after the necessary enquiry. The District Magr of Bangalore (who is also one of the Official Visitors of the Asylum) says that no instances of imperfect enquiries or injury suffered by any body as a consequence, has ever come to her notice.

4 This above may be communicated to the Senior Surgeon & he may be asked to state—

(1) whether in the case of persons dealt with by Mofussil Magistrates it is not sufficient to direct the Magistrates to transmit the Medical Officer's report in the departmental form C to the Lunatic Asylum in addn to forms I & II; and

(2) whether in the case of persons dealt with by Magistrates at Bangalore it is necessary to provide for their observation elsewhere than in the Asylum and by a Medical Officer other than the Officer in charge of the Asylum—a course not contemplated in the rules; and if this is not considered necessary and it is only desired that the Magistrates should elicit material particulars as in the new form C and communicate the same to the Officer of the Asylum, what are the details (some practical

MGCPB—20,000—1-11-04.

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examples of these being kindly given) which are required to be furnished under the heads "12 Habits & disposition "14. Natural affection perverted or not" (vide letter of the Chief Court)
B. Ramaswamy Iyengar 23.12.05

Sub to the Secretary with a draft of order.
B. Ramaswamy Iyengar 29.12.05

Draft with a draft
29/12/05

20. Draft Submitted to the Dewan Sahib thro the 1st Councillor
B.K Venkatavaradaiyengar
3.1.1906

83
3/1.06

21 Draft may be passed
C. Madiah 5/1/06.

10629
5.1.06 5.1.1906 10-7-06

22. This is as much a judicial matter as that of said the 1st Councillor agrees in this view new draft may be kindly submitted through him
P. N. Krishna Murti
7.1.06

23. Draft resubmitted to the Dewan Saheb thro the 1st Councillor
B.K. Venkatavaradaiyengar
9.1.1906

9/1/06

24. I am not sure that the proposed revised forms is really called for. In the enquiry proceedings however as the draft, I agree
B. Srinivasa Iyengar

MGCPB—20000-1-11-01

G.R.S. 12]
General and Revenue Secretariat.

Pr File No. 8 of 1905-06

Serial No.	
	To
	The Senior Surgeon & Sanitary Commr.
14	The Magistrates of the Districts,
	The Registrar of the Chief Court,
	G.O. No: J 2008-17 / Dated 22.1.06.
	Makes certain observations as regards the above form C and calls for some additional information from the Senior Surgeon.
	From,
15	The Senior Surgeon & Sanitary Comm
	No J. 780, dated the 20th April 1906.
	Forwards letter No 359, dated the 17th April 1906, from the Medical officer in charge of Lunatic Asylum, Bangalore, furnishing information regarding the modification of form b concerning lunatics to be filled up by Magistrates.
25	Submitted. The Senior Surgeon's letter gives all the information asked for in serial no 14. The Senior Surgeon states that, even in the case of persons dealt with by Magistrates at Bangalore, the reception of supposed lunatics into the Asylum without certain documents (Forms I & II and A & C) is illegal, and that, if it is the pleasure of Government to alter the rule & require supposed lunatics from Bangalore City

Note—Contn. sheet

GPB—50,000—23-10-05

G.R.S. 12j
General and Revenue Secretariat.

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to be sent to the Lunatic Asylum merely for observation, an order may be issued to that effect. The details which were required to be furnished under the head "12. Habits & disposition" & "14 natural affection perverted or not" together with some practical examples have also been given.

6. The Senior Surgeon further recommends that another column be added to Form II for "number & Kind of property on the person & the address of the relatives if any" of the lunatic when he is sent to the Asylum, that the heading of column 15 be altered to "At whose cost the patient is to be maintained while in the Asylum, and if at private cost to whom the bill for maintenance etc shoud be sent" and that the Magistrates be requested to fill up these two columns along with the first 10 columns in Form No II as per rules 3 & 6 for the reception & detention of lunatics notified in July 1874.

Subd for orders
2.5.06 2/5/06.

Secretary 27. The Senior Surgeon's ~~note~~ may be requested to present ~~be forwarded to~~ the letter

may ~~also~~ be forwarded to the Depy Medical Genl & Dr Naples for opinion.

K.S. Chandrasekhara Rao
Dy Sec.

Dy Sec. K. Venkata Rao
14.5.06

Note—Contn. sheet

GPB—50,000—23-10-05

G.R.S. 12]
General and Revenue Secretariat.

Pr File No. 8 of 1905—06

Serial No.	
	Draft Submitted
	16.5.06 16.5.06 30. Passed R.K. Venkatavaradaiyangar 16.5.06
16	To the Dist. Magts and the Reptive of the Chief Cl of Mysore. Nos. J 3266-74 J 28/5/06. Forwards the above requests them to favor her with their opinion on the modifications suggested by the Secretariat.
17.	Letter 8002/407. J 30/5/06 from the Registrar of the Chief Ct. States that the modified forms may be adopted and requests that if any further alterations are intended to be made in the rules, a draft thereof may be forwarded to him.
18	Letter No. 593 J 28/6/06 from the District Magistrate, Chitaldrug. Invites reference to the opinion already given as to the modification of forms and states that the same as well as alterations in addition to the forms II may be adopted.
19	From the Dist. Magistr, Hassan, No. 1125/S J 28/6/06.—

Note—Contn. sheet.

GPB—50,000—23-10-05

G.R.S. 12J
General and Revenue Secretariat.

Or File No. 8 of 1905-06

Serial No.

Same as Serial No 18

20 From the Dist Magte, Shimoga, No 52/64 of 23/2/06.—

States that the modifications suggested in Govt Circular may be adopted.

21. From the Dist Magte, Kadur, No 242 of 15/9/06.

States that as already opined the modifications suggested by the Sessions Judges may be conveniently adopted.

22 From the Dist Magte, Bangalore, No L 377 of the 18th November 1906.

States that of the Asst Commr Magts whom he has consulted in the matter, 2 are in favour of the modifications, while 2 Mess. ~~are of~~, one of whom happens to deal with a greater number of these cases, are against the proposed modifications; and that he is of opinion that no formalities now required can be of little assistance & would in the majority of cases be unreliable.

23 From the Dist Magte, Dharwar, No 5220 of 3/12/06.—

Approves of the S. Judges suggestions

24 From the Dist Magte, Kolar, No 5403 of 27/12/06

Note—Contin. sheet

GPB—50,000—23-10-05

C. P. C. 12]
General and Revenue Secretariat.

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Serial No.

11/1/07.

State that he has not see any objection to the introduction of the modified form.

16 From the Dist. Magte, Mysore, D. No. 1/4/07.

State that the form C as modified by Surgeon may be introduced.

32. Under Rules 3rd to 7th rules relating to the reception and detention of persons in the lunatic Asylums in the State published with Chief Commr's notifn No 161 of the 31st Jan 1874, it is incumbent on every Magistrate, before whom any person who is deemed to be a lunatic is brought, to satisfy himself, after inspecting the person and making such enquiry as may be necessary, that the is a fit person to be detained in a lunatic Asylum and then to forward him, having detained him only so long as may be necessary for the purpose of enquiry, to a lunatic Asylum together with an order in Form No I and a statement of such of the particulars mentioned in the first ten of the 16 columns of Form II appended to the said rules. ~~Doctors who are to be~~ ~~employed by the above rules but~~ These rules do not thus make any mention

tn. sheet

GPB—40,000—12-5-06

G.R.S. 12]
General and Revenue Secretariat.

Pro File No. 8 of 1905

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of any such thing as Form C. There is a Form C prescribed by the Madras rules and adopted by the C & M S Calcutta, Bengal line, containing almost the same headings as Form II, and it is this perhaps the Senior Surgeon refers to. The Form C seems however to have been prescribed departmentally and it has accordingly been the practice in some of the Mofussil Districts for the District Medical Sanitary officer before whom persons alleged to be of unsound mind are sent by Magistrates for observation, to fill such form and send it on to the Magistrate concerned with a Medical certificate Form A as in Madras (this seems to be also an innovation not having any sanction) with the lunatic, who is thereafter to be sent to the lunatic Asylum by the Magistrate with these forms, viz I & II and Form C. The Senior Surgeon wants the Form C to be modified and all the columns thereof to be filled in by the Magistrates. In this case Form II which also contains almost the same heads will become superfluous and therefore may be replaced by Form C. In any case the sanction of the Govt of India would seem to be required for this being

NOTE—Contn. sheet

GPB—40,000—13 5·06

Serial No.

done, as also to the change of heading proposed in cl 15 of Form II, as this is one of the rules having the force of law and appended to the Instrument of Transfer. The Senior Surgeon has also laid down the procedure that should be followed by the Mofussil Magistrates and states that Magistrates in Bangalore should be made to follow the same procedure. In the case of female persons he is of opinion that Form A, B or C, as in Madras and an indemnity bond for securing payment for maintenance from the relatives or friends who desire the patient to be treated in the Asylum are necessary. The Form D is also new and is one prescribed by Mofussil rules.

32. The Senior Surgeon states that the rules in force in Bangalore as regards pauper patients dealt with by Magistrates are the same as those in force in Madras. They may be so as regards lunatic paupers of Ct St Helena. He does not seem to be right in applying this to the pauper patients of the Bangalore city.

33. The Senior Surgeon has also given instances of what a magistrate may enter under Modified Columns 12 & 13,

Contn. sheet

G.I[illegible]. 12]
General and Revenue Secretariat.

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34 The District Magistrate, with the exception of that of Bangalore, see no objection to the modified form C being adopted but the Senior Surgeon's proposals do not aim at the modification of form C only. The introduction of form B and indemnity bond in the case of private persons has also to be considered

L.V.J. 17/4/07

DLC 17/4/07 18/4/07

35. I think the procedure suggested by the Senior Surgeon may be approved. Alternatively the Masts are in favour of it.

36. will Mr Rajagopalachar put up a draft order? K. Matthan 18/4

37 There are one or two points in the Sr. Surgeon's last letter which require elucidation. Issue the draft put up

3/5/07

38 To the Senior Surgeon & Secretary Mysore No. 3374 dt 3/5/07

Requests information as to the place [illegible] to which proposed amendments

NOTE—Contn. sheet

GPE—10,000—18-1-07

G.F.&S. 12]

General and Revenue Secretariat.

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Serial No.

in the Bangalore City are sent by Magistrates for medical observation prior to the issue of an order for detention in a lunatic Asylum as to the N.W. and Salem districts having the adoption into our lunatic Asylums of the rules in force in Madras

1 [illegible] 27 From the Senior Surgeon dt 11.9.05 (1053 B 05/1) forwarding copy of a letter from the officer in Charge of the Lunatic Asylum stating that the Lunatic Asylum at Bangalore is the place to which supposed lunatics of the Bangalore City are sent for observation prior to the issue of an order for detention. and that there is no distinct order sanctioning the adoption of the Madras Rules.

28. The Senior Surgeon refers to certain correspondence passed between him, the Govt & the Residency. But para 3 of the Residency letter quoted will show that the Madras rules had to be legalized which has not yet been done. Further Govt Order of September 1895. (K K2) will show that the Madras Rules were meant to be applicable only to lunatics of the Civil Station.

7.10.05

J.K.S. 12/10/05 SM 9/10/05

3. Please put up a fair draft

SM 21/10

Note—Contn. sheet

GPB—40.[illegible]—12-5-06

Serial No. 3

24/6/06 24/6/06 I, about see modified form II with the Draft. APR 24/6.

It has been appended to the draft.

24/6/07 24/6/07

Paper under discussion

35. In his first communicate dated 21st July 1905, the Senior Surgeon recommended that Form C as modified by him should be filled in by the Magistrate as he is more likely to obtain all the information required in the medical specimen and should be sent along with the patient for observation & report. This proposal was approved by most District Magistrates & by the Chief Court. In his further Communication dated 21-4-06, the Senior Surgeon has (recommended the) some further recommendations. One was to assimilate the procedure at Bangalore City with that obtaining in the rest of the province. There is something to be said for uniformity of procedure as regards lunatics in the Asylum. One distinction between Bangalore City & the Mofussil is that in Bangalore, the patient has to be sent to the Lunatic Asylum alone — this is the practice — for observa-

GPB—40,000—12 5-06

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tion & report. It may be thought that it is a simpler procedure to allow the Magistrate at Bangalore City to adjudge a patient as lunatic on some medical evidence & to send him once for all to the Lunatic Asylum. The advantage of the course proposed in the Senior Surgeon's second Communication lies in the fact that the Magistrate need only send such persons as are certified by experts to be lunatics to the Lunatics Asylum
Apart from uniformity of procedure the Senior Surgeon's proposal seems to be reasonable. The Senior Surgeon also proposes some addition to the headings of Form II appended to the Chief Court's Notification. These may be approved
The effect of rules being made in accordance with the above proposals will be to legalise the practice now observed in the Lunatic Asylum. This practice is based on the Madras Medical Code and, though not distinctly sanctioned by Govt, has been followed in the Asylum. The rules herewith put up are so framed as not only to give effect to the Senior Surgeon's proposals but also

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to legalise existing practice.
It is a question whether these rules require the sanction of the Govt. of India. The present are merely rules in addition to those prescribed in the Chief Comrs Notifn and do not repeal or modify the rules under the Notifn nor are they inconsistent therewith. The only interference with those rules consists of the addition of another heading (Col. 16) and of some words to Col. 15 of Form II. It is submitted, therefore, that Govt of India sanction is not necessary. The proposals may be approved. 24/6/07
Draft Order submitted
S.P. Rajagopalachary
24/6/07.

3304/30-6-07

40. I agree. Submd to Secy C.S. Balasundaram Ayer 29/6

41. [Connect matter is not new?] 29/6
The Draft may be adopted
T. Ananda Rao

42. Circulate to Council
C.S. Balasundaram 1/8

43. May be approved
W. Muttamma Chetty
3/8/07

To Devan after circulation
C.S. Balasundaram Ayer 3/8

GPB—50,000—25-2-07

Submitted to His Highness.

44. These papers relate to certain additions proposed by the Senior Surgeon to the existing rules regarding the reception and detention of Lunatics in Asylums.

45 The rules now in force in Mysore are those contained in the Chief Commissioner's Notification No.141 dated 31st July 1874. Under these rules, a Magistrate directing a supposed lunatic to be detained in an Asylum has, before doing so, to satisfy himself that he is a fit person to be so detained; and in moffussil places where no Asylums have been established, the Magistrate has, under section 5 of the Rules, to keep the supposed lunatic under the observation of a Medical Officer and take some medical evidence to show that such a person is a lunatic.

46 Certain departmental forms have been prescribed for use by medical officers when supposed lunatics are sent to them for observation.

47 . In July 1905 the Senior Surgeon proposed that Magistrates sending supposed lunatics for observation

by medical officers should be required to fill up and send to the medical officer, along with the supposed lunatic, departmental Form C (Medical History Sheet) with certain modifications suggested by him. The Senior Surgeon proposes this both with a view to ensure a full enquiry by the Magistrate into the previous history and the state of mind of the supposed lunatic, and also because it is difficult for a medical officer to obtain the information required to fill in Form C. The procedure which he proposes is clearly explained in his letter No.359 dated the 17th April 1906, in which he also suggests that Magistrates in Bangalore should be required to send a supposed lunatic for observation at the Asylum before finally ordering such supposed lunatic's detention at the Asylum. He also says that when a private patient is admitted to the Asylum at the request of his friend or relative, an application in Form B and an indemnity bond for securing payment for the maintenance of the patient should also be obtained. Some slight modifications in the heading of Form II prescribed by the Chief Commissioner's Notification of 1874 are also suggested.

27

28 The Senior Surgeon's recommendation about Magistrates being required to fill in the modified Form C is concurred in by the majority of the District Magistrates and the Judges of the Chief Court.

29. The instructions now proposed to be issued are contained in the accompanying draft order which has been approved by both the Councillors. The proposed order does not in any way modify or cancel the existing rules, but merely contains additional instructions, and does not require the sanction of the Government of India.

30. The draft order may be approved.

V.P. Maitha a.c.o
4/12/1929

G. B. S. 12]
General and Revenue Secretariat.

Pol. File 8 of 1905-6

Serial No. 28

Govt. Order No. J 2130-39 dated the 16th Jan. 1908. of the Secretariat Committee in charge of the Lunatic Asylum the District Magistrate & the Registrar of the Chief Ct.

Prescribe further rules for the guidance of magistrates in the matter of the reception & detention of lunatics in asylums in the ~~State~~

28

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Prescribing certain additional instructions in regard to the reception and detention of Lunatics in Asylums.

Order.

57. Approved

K R W

7/12/07

Pol. III 10 Conf. 24/7/05 204

1905

From Lt. Col. J. Smyth, I.M.S.
Offg. The Senior Surgeon and
Sanitary Commissioner,
Mysore Government,
Bangalore.

To

B. K. Venkatavaradiengar Esq.
Dated 21.7.05
Despatched Secretary to the Govt.
Received of H. H. the Maharajah
of Mysore
General No. G. 32 General & Rev. Depts.
No. Bangalore
Enclosure No. 3

Sir,

Forwarding for favor of early orders of Govt. being obtained, letter no. 486 d/28.6.05 from the Senior Surgeon Lunatic Asylum requesting to direct the Magistrates sending in lunatic patients for observation to fill in form C. appended.

2

Letter

No. G. 32 Dated Bangalore, 21st July 1905

From

~~Lt. Col. John Smyth M.D., I.M.S.~~

The Offg. Senior Surgeon and Sanitary Commissioner with the Government of H.H. the Maharaja of Mysore, ~~Bangalore~~

To

P.K. Venkatavaradaiengar Esqr.,

Secretary to the Government of H.H. the Maharaja of Mysore, General and Revenue Departments, Bangalore.

~~Sir,~~

S No 1

I have the honor to forward for favour of early orders of Government being obtained, the accompanying letter No. 486 dated 28-6-05 in original from the Senior Surgeon in charge -- Lunatic Asylum Bangalore, together with 2 enclosures requesting to direct the Magistrates sending in Lunatic patients for observation, to fill in Form C modified.

I have the honor to be,

Sir,

Your most obedient servant,

M.D.

Lt. Col. I.M.S.

Offg. Senior Surgeon and Sary. Comr.,

Enclosures to Sl (1) 3

29. NOV 1907
29.605

1905.

From Lt Col. J Lamb the Inf Asst
Senior Surgeon & Sanry Commr
in Charge Lunatic Asylum
Bangalore

To The Senior Surgeon &
Sanitary Commr with
Government Bangalore

Dated 28/11/05

Despatched 3

Received.

General No. 486.
No.

SENIOR SURGEON & SANRY: COMMR
29 NOV 05
BANGALORE
OFFICE OF SENIOR SURGEON & SANRY: COMMR MYSORE GOVT

Enclosure No. 1

Sir, I have the honour to request that you will be good enough to address the Govt to direct Magistrates sending in patients for observation to fill in Form C modified as per copy attached. The present method of sending them in is very unsatisfactory. It is no light thing for a man to go & branded with the stigma of insanity by sending him

4

him for observation to a Lunatic Asylum,
and such a procedure should never
be carried out till the magistrate has
thoroughly satisfied himself as to the
condition of the individual concerned

I have the honor to be
Sir
Your most obed.t Servant

Wm. Ross
Lt Col
Senior Surgeon & Sanitary Commr:
In Ch: Lunatic Asylum.

Submitted
4/7/05
A C
W. M. A. 19/6/07

ON & SANRY. FOR R. W.
BANG
OFFICE

5

Particulars to be sent along with the person for observation.

1. Name.
2. Age
3. Sex.
4. Married or Single
5. Number of Children
6. Occupation
7. Where born & residence.
8. Religion
9. Whether first attack and duration of present attack.
10. Cause
11. Whether hereditary or otherwise
12. Habits & disposition
13. Degree of Education
14. Natural affection perverted or not
15. Evidence of Insanity as ascertained from the relatives or the Police.
16. Danger to Self or others or Epileptic.
17. Previous treatment
18. Late of bodily health
19. Any injuries from violence

Bangalore.

No. 190. Magistrate.

& SANRY: COM. MR. MYSORE GOVT. BANGALORE

6

FORM C.

1 Disease

2 Name

3 Age

4 Sex

5 By whom sent

6 Date of admission

Temperament

8 Married or single

9 Number of children

10 Occupation

11 Where born and residence

12 Religion

13 Whether first attack, and duration of present attack

14 Cause { Moral / Physical

15 Whether hereditary or otherwise

16 Habits and disposition

17 Degree of education

18 Natural affection perverted or not

19 Evidence of insanity a. excitement b. [illegible]

20 Form of insanity

21 Dangerous to self or others

22 Certificates

23 Previous treatment

24 State of bodily health

25 Any injuries from violence

The BANGALORE, 190

(Signature)

MGCPB—250—9-9-03

G.R.S. 26]

7 Progs
File No. 8
Serial No. 2

Diary No. of letter replied to

No. Y 361 / 05-21
Bns: 8 - 578/05

General and Rev. Secretariat
(Pnis)
the 21st 190 5.

To
The Senior Surgeon & Sanitary Commissioner with the Govt. of Mysore

Date of issue 21/8/05

Signed by Asst: K.S. Chamaraja Iyer
for Sekhara Rayar

With reference to your letter No. Cyc 32 dated the 21st July 1905, requesting that the Magistrates sending lunatics for observation may be required to fill up Form C as modified, I am directed to observe that a Magistrate would prima facie be in a less favourable position for scrutinizing the past history and the present mental condition of a suspected lunatic than a Medical man qualified

over

SUBJECT.

8

in the theory of mental diseases and having the patient under his careful observation for a length of time, and to request you to kindly explain more fully the reasons for the modification proposed

2. I am to enquire whether the duty sought to be cast on magistrates finds analogy in any of the British Indian Communications and if so to request that the rules or orders of such communications as the subject may be kindly obtained and forwarded for reference.

3. Whether the mere sending of a suspected lunatic to the Asylum, in most cases in his own interests, would involve branding him with a stigma is not altogether a medical question; and the Government would reserve their opinion

List of enclosures.

Copied by

Examined by

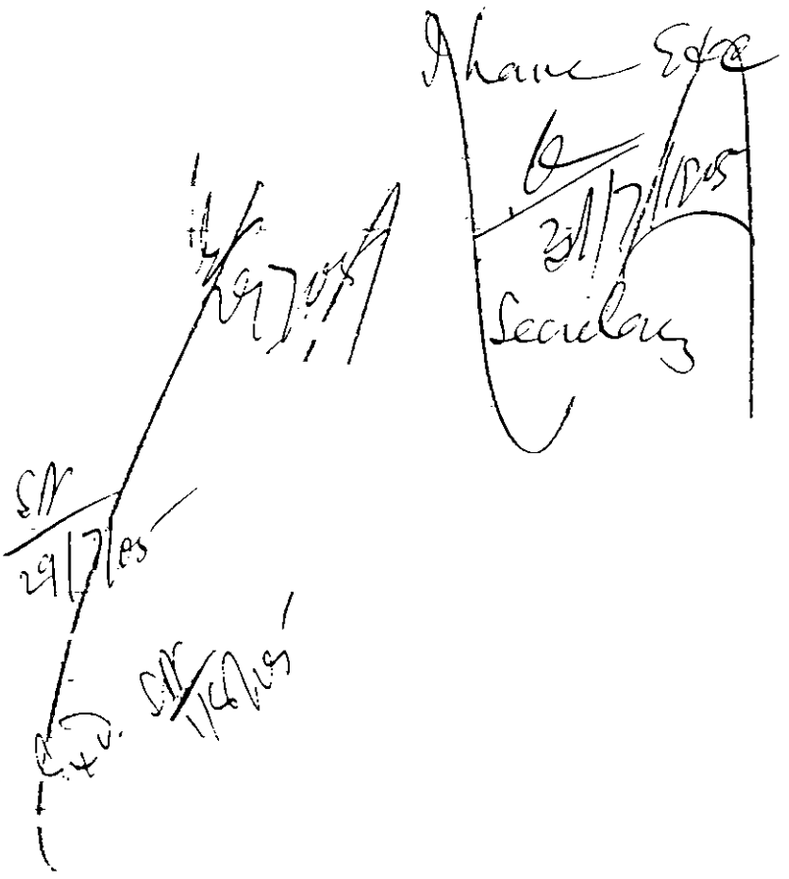
MGCPB—5,000—20-5-04

[C R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

on it for the present



113 10

Dated Bangalore, 16th August 1905.

From

Lt. Col. John Smyth M.D., I.M.S.

The Officiating Senior Surgeon and Sanitary Commissioner

with the Government of H.H. the Maharaja of

Mysore, Bangalore.

To

P.K. Venkatavaradiengar Esqr.,

Secretary to the Government of H.H. the

Maharaja of Mysore, General and Revenue

Departments, Bangalore.

Sir,

S.No 8

With reference to your No.J.351/pris.2-2 dated 2-8-05 I have the honor in reply to say that Form C as sent to Government is so modified that all matter necessitating medical knowledge is eliminated. Magistrates at present forward persons to the Asylum for observation & report on the regular form C -- which ought to be filled by a medical officer, or with no form at all. I therefore suggested the modified form and that it -- should be filled in by the Magistrate in all cases sent for observation to indicate that the Magistrate had made all due enquiries before sending the individual to the Asylum.

2. As to the query in your para 2, Magistrates in British India do not send persons who are not certified lunatics, to -- Lunatic Asylums, consequently the modified form C which I have proposed is unnecessary in British India.

I have the honor to be,

Sir,

Your most obedient servant,

M.D.

Lt.Col.I.M.S.

Officiating Senior Surgeon and S. ..Co

Pr. no. 5
Secretariat A 11

G.R.S. 34]

No. J. 619-27 Gen. Dept. Pris. 8-22 dt. 28/8/05

GOVERNMENT OF H. H. THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

Prisons.

Office Memorandum.

To The Dt. Magts & [The Registrar of the Chief Court of Mysore].

Dated the 22nd August 1905.

Copies of the marginally noted S No 4 correspondence with the Senior Surgeon, regarding the proposed modification of Form C to be filled up by the magistrates sending lunatic patients for medical observation, are forwarded to the Dt. Magistrates [and the Registrar of the Chief Court of Mysore] with a request that they will kindly favour [the Govt. with their opinion of the Chief Court] Govt. with their opinion in regard to the adoption of the modification proposed by the Senior Surgeon

1. G. 32 8/21-7-05 from the Senior Surgeon & Sanitary Commr. in Mysore.
2. No. J 351/Ris 8-2 8/2-8-05 to the Senior Surgeon & Sanitary Commr.
3. No. J. 113 8/16-8-05 from the Senior Surgeon & Sanitary Commr.

By Order

23-8-1905

Secretary

24/8/05

Examined SN 24/8/05

SN 24/8/05

V6

MGC P.R.—5,000—4-3-05

12

III Judicial
III proc 89-05

1905-06

J 617

F. no: 8
S. no. 5

From The District Magistrate
Kurnool

To The Secretary to the Govt of
H. H. the Maharaja of Mysore
General & Revenue Depts

Dated
Despatched 5th September 1905.
Received

General No. 254.
No.

Enclosure No.

furnishing opinion
in regard to the proposed
modification of Form 6
to be filled up by the Magis
trates sending lunatics
for medical observation

13

Office of the District Magistrate
Tumkur District.
Dated, Tumkur, 5th September 1905

No 254 dated 5th Sept. 1905

From

K. Doraswamy Iyer Esq,
The District Magistrate,
Tumkur District.

To

B.K. Venkatavarada Iyengar Esq,
Secretary to the Government of
His Highness the Maha Rajah of
Mysore, General and Revenue Depts.

Sir,

S No 5

I have the honor to acknowledge your No. J 619-27 Dev. 8-2 dated 28th August 1905 and its enclosures of correspondence with the Senior Surgeon regarding the transmission of lunatics to the Asylum.

2 The modified form of statement as proposed by the Senior Surgeon is easily filled in as the greater part of these particulars are enquired into by a Magistrate before he sends the man in question to the Lunatic Asylum. But there should be no necessity to furnish the officer in charge of the Asylum with a record of the Magistrates enquiry as a Magistrate can always be relied upon to know and appreciate the validity of his procedure.

3. And further when it so happens that a few of the Columns cannot be filled in

by the Magistrate the Officer in charge of the Asylum might refuse to receive the lunatic and there might occur lengthened Correspondence between him and the Magistrate; and the lunatic himself might be kept trotting between the Court and the Asylum — a process calculated to make him worse and not better

I have the honour to be,
Sir,
Your most obedient Servant.

R.

For District Magistrate.
l.f

No 1750
577
Dated 11th Sept 1905

15 Prisons

File No 6-05 / 675
Serial No 6.
Bangalore 11th September 1905.

From

The Registrar of the
Chief Court of Mysore

To,

The Secretary to the
Government of Mysore
General and Revenue Depts.

SUBJECT

III (e) 1
Rev. 15 Sept 05

Ref.

(Prisons)

Referring to your Memorandum No
J 619. 27 dated the 28th ultimo I am directed
Pris: 8-2
to state that under the Rules for the reception
and detention of Lunatics (Chief Commissioner's
Notification No: 141 dated 31st July 1874)
Magistrates sending persons alleged to be
Lunatics to the Asylum, after holding
an enquiry, send them with Forms Nos I and
II. Only the first 10 columns of Form No II
appear to be meant to be filled up by the
Magistrate.

Form C prepared to by the Senior Surgeon
is not provided for by the Rules. Perhaps

it

it is a departmental form subsequently adopted. The Senior Surgeon's proposal seems the one for modifying Form No II so as to give some additional information and to ensure a satisfactory enquiry by the Magistrate and in this view it may be adopted. It has of course the clearly understood that the Magistrate will give the information required only if he is able to elicit it in his enquiry.

I am to add that of the headings 12 and 14 of the proposed form C are not sufficiently clear. The Senior Surgeon should be asked to make them clearer so that a Magistrate may be able to understand precisely what details he is asked to give.

I have the honor to be,

Sir,

Your most obedient Servant,

A Reg Hathwood

Registrar.

Md

17 ~~Bisons 8-05-7~~ 11 nov 25-9-05 1760

1905. (Forests Public Works)

From N Ramanujachariyar Esq
District Magistrate
Cuttalady District

To
B K Venkatavaradaiyar Esq
Secretary to the Government of
His Highness the Maharaja of Mysore
General and Revenue departments

Dated 23d
Despatched } September 1905
Received

General No. 186
No.

Enclosure No. —

Furnishing opinion on
the subject of adopting the
proposed modification in
Form C to be filled up by
the magistrate in sending
Lunatics for medical
observation

No. 186

Chittaldrug Dy Commr's office
Dated 28 September 1905.

H. Ramanujacharlu Esq:
The District Magistrate
Chittaldrug.

Sir,

B. K. Venkatanarasimhiengar Esq:
Secretary to the
Govt: of Mysore
Genl & Rev: Depts.

Sir,

Adverting to your Memo No. S No.
Memo No: J 619-27 dated 28th
August last forwarding Copy of
Correspondence ending with
Senior Surgeon and Sanitary
Commissioner's letter to Govern-
ment No: G 113 dated the 16th
Idem and calling for the ex-
pression of District Magistrate's
opinion on the subject of adopt-
ing the proposed modification
of Form C to be filled up by the
Magistrates in sending Lunatics
for Medical observation, I

have the honor to state that under section 5 of the Lunatics Rules framed under late Chief Commissioners Notification No 141 dated the 31st July 1874, a Mofussil Magistrate dealing with a lunatic is required, before sending such person to the Lunatic Asylum, to take some Medical evidence to show that such person is a lunatic. I am of opinion therefore that such Magistrate shall have no difficulty in filling the proposed form with the help, if necessary, of the Medical officer under whose observation the lunatic is placed.

2. For these reasons I beg to recommend the adoption

"g use for proposed permit form C.

I have the honor to be
Sir
Your most obt Servt.

A. H. Armstrong

Deputy Commissioner
Clearing D.t.

21

~~Prisons 8-05-8~~ III

2-10-05) Prisons 1802

1905-06

From M. S. Narayana Rao Esq
Retired Inspector
Prisons

To B. K. Venkata Narasimha
Secretary to Government
General & Rev Depts

Dated 30th September 1905.

Despatched

Received

General No. 360

No. 272

Enclosure No.

With reference to your
official Memorandum No.
I 619-27 dated 28th ultimo,
Pris 8-2
States that the modified
form may be adopted

No. 360/272.

District Magistrate's Office
Shimoga
Dated 30th September 192

From,

M. S. Narayana Rao Esqre
The District Magistrate
Shimoga.

To,

B. K. Venkata Varadaraja Iyengar Esqre
Secretary to Government of Mysore
General and Revenue Depts.

Sir,

S No 8

With reference ~~to your office~~ Memorandum No J.619-27 Pris 8-2 dated 28th ultimo forwarding for my opinion copies of the correspondence regarding the adoption of the proposed modification of Form C to be filled up by the Magistrates sending lunatics for medical observation; I have the honour to state that the modified form may be adopted, but it should be open to the Magistrate to furnish only such of the information as he can get and not more.

I have the honour to be,
Sir,
Your most obedient Servant
M. S. Narayana Rao
District Magistrate
Shimoga

~~Bridewell Cases~~ 2

Rec'd 10-10-05

1905. Of (Prisons)

1863

From

M. Chengiah Chetty Esq B.A

District Magistrate

Kadur District

To

B. K. Venkata Varadhayya Esq

Secretary to the Govt of

Mysore, Genl & Revl Depts

Dated 5th October '05

Despatched 9-10-05

Received Camp Mysore

General No. 2853

No.

Enclosure No. 1

Opining that the modified

Form proposed by the

Senior Surgeon may

be conveniently adopted

in lieu of the one now

in use for sending

lunatics to the Asylum

for medical observation

Office of the District Magistrate, Kadur.

No 283 — Dated Camp Hiyur 5th October 1905.

From,
M. Chengiah Chetty Esqre B.A.
The District Magistrate,
Kadur District.

To
B. K. Venkatavardiyar Esqre
Secretary to the Government
of His Highness the Maharaja
of Mysore, General and
Revenue Department.

Sir,

With reference to your docket No 9 dated 28th August 1905, No J 619-27 Pris. 82 I have the honor to state that at present Magistrates send lunatics to the Asylum for medical observation, with a statement of the particulars mentioned in the first ten columns of the enclosed Form No II prescribed by Rule 3 of the Rules issued under Government Notification No 141 of the 31st July 1874,

and which is presumed to be the one referred to as Form C by the Senior Surgeon. I am of opinion that the modified Form now pro: :posed by the Senior Surgeon may be conveniently adopted in lieu thereof.

I have the honor to be,

Sir,

Your most obedient Servt

W. Chung C

District Magistrate

Kaduna District

W.M.

Register of persons received in the Lunatic Asylum at

No II

1	1	Number 40
2	2	Name of patient in full.
3	3	Sex and age, whether married, single, or widowed.
4	4	Condition of life and previous occupation, and also the religious persuasion as far as known.
5	5	Previous place of abode
6	6	Whether this is the first attack and age, if known on first attack.
7	7	When and where previously under Care and treatment.
8	8	Whether subject to epilepsy, suicidal or dangerous to others, &c.
9	9	Duration of attack and supposed cause.
10	10	Whether any member of patients family has been, or is affected with insanity.
11	11	Date of admission into the Asylum
12	12	Particulars and dates of the authority for admission, ie, order of any Magistrate or application of Civil Courts and section of the rules under which admitted.
13	13	Opinion of the Medical officer in charge of the Lunatic Asylum on admission of the patient.
14	14	How disposed of and date.
15	15	At whose cost the patient was maintained while in the Asylum.
16	16	Remarks.

Superintendent
District Magistrate
Ahmedabad

Customs 8-05-F.O. 27

1110

13-1102

1905-06

From H. H. Sheppard Esq
by Company
Mysore

To B. K. Venkataramana
Dewan Bahadur
Secretary to Govt of
Mysore Revenue
Dept

Dated

Despatched

Received 11th November 1905

General No. 495

No.

Enclosure No.

Re - the proposed
modification
of the form to be
filled up by mahajans
on sending in-
-ntries

District Magistrate and
Deputy Commissioner's Office
Mysore district.

No 495-

Dated 11th November 1905

From the Dy Commr, Mysore;

To

B. K. Venkata Varadiengar Esqr.

Secretary to the Govt of Mysore.

Jeul and Revenue department

Sir

I No. 10

Adverting to your official Memorandum No J 619-27/Pris 8-2 dated the 28th august 1905, and subsequent reminder thereon regarding the proposed modification of the form to be filled up by Magistrates in sending lunatics for medical observation I have the honor to state that the only procedure prescribed in the matter is that contained in the Rules published in Notification no: 141 dated the 31st July 1874.

In the form no II prescribed therein Magistrate has to fill in the first

10 columns and send it along with his order. It is not understood, what the forms, referred to is.

2. Looking to the particulars prescribed by the Senior Surgeon I think it is not easy for a Magistrate to ascertain items nos: 10, 12, 14, and 18. A medical man is more competent to ascertain the cause, and state of bodily health etc. The other particulars can, I think, be ascertained by a Magistrate.

3. The practice so far as this district is concerned, is that a Magistrate before ordering a person to be sent to the Lunatic Asylum, invariably Consults a Civil Surgeon or other Medical Officer as to the supposed lunacy or otherwise of the person to be so ordered.

A form with such particulars as

the Government deem fit to prescribe may be adapted to secure uniformity practice.

I have the honor to be
Sir.
Your most obedient Servant
H H Sparke
District Magistrate
of Mysore.

cert'd Dr.

8-2-05-11 21 From 111 Mull 16-11-05 File no. 8/05/16 Serial No. 1137 11

1905-06

From
P. R. W. Wetherall Esq
District Magistrate
Mysore

To
B. K. Venkataramaniengar Esq
Secy to the Govt of H. H. the
Maharaja of Mysore
Genl Revl Depts, Bangalore

Dated 13th November 1905

Despatched 15th November 1905

Received

General No. 494

No. 5

Enclosure No

Submitting opinion on the matter of the proposed modification of Form C to be filled up by magistrates sending lunatics to the Lunatic Asylums

Office of the District Magistrate
Hassan

No 494/15 Dated 13th November 1905

From

P. R. Wetherall Esq
District Magistrate
Hassan

To

B. K. Venkatavaradiengar Esq
Secretary to the Government of
H. H. the Maharaja of Mysore
General & Revenue Departments
Bangalore

Sir,

With reference to your official Memorandum No S No 11 / J 619-27 / Orls 8-2 dated 28th August 1905 forwarding copies of certain correspondence and heading of the proposed new form C for the purpose of being filled in by Magistrates to accompany Lunatics sent to the Lunatic Asylum and requesting opinions of District Magistrates in regard to the adoption

of

of the modifications proposed by the Senior Surgeon, I have the honour to submit that the old Form C was not prescribed for adoption by Magistrates under the Lunatic Rules published under Chief Commissioner's notification No 1211 dated 21st July 1874 and modified by Government Notification No 196 dated 4th August 1891. Reference was therefore made to the District Medical and Sanitary officer, Hazaran, who furnished the headings of the old Form C ~~as per margin~~. Hence it is presumed that Form C was originally prescribed in the Medical Department for being filled in and furnished to Magistrates by Medical officers to whom persons were sent by Magistrates for observation prior to orders being passed by Magistrates directing such persons to be sent to the Lunatic Asylum.

x
Disease
Name
Age
Sex
By whom sent
Date of admission
Temperament
married or single
number of children
occupation
here born and residence
religion
whether first attack and duration of present attack
Cause { Moral / Physical
Whether hereditary or otherwise
Habits and disposition
Degree of Education
Natural affection { perverted or not
Evidence of insanity
Form of insanity
Dangerous to self or others
Certificate
Previous treatment
State of bodily health
Any injuries from violence

3. The Senior Surgeon proposes that this Form C with modified

headings ~~a proforma~~ (after elimination of all headings requiring medical knowledge) be prescribed for adoption by Magistrates for forwardal along with Lunatics to the Lunatic Asylum at Bangalore.

⊗ 1 Name
2 Age
3 Sex
4 Married or Single
5 Number of Children
6 Occupation
7 Where born and residence
8 Religion
9 Whether first attack and duration of present attack
10 Cause
11 Whether hereditary or otherwise
12 Habits and disposition
13 Degree of Education
14 Natural affection perverted or not
15 Evidence of insanity as ascertained from the relatives or the Police
16 Dangerous to self or others or Epileptic
17 Previous treatment
18 State of bodily health
19 Any injuries from violence

4. I am in favour of the Senior Surgeon's proposal provided that the original Form C (including the headings requiring medical knowledge) be still prescribed for medical Officers furnishing their opinions to Magistrates who have sent persons to them for observation as alleged Lunatics. This would, as heretofore, aid Magistrates in their enquiries under the Rules.

5. To obviate confusion I would suggest that the headings of the modified Form proposed by the Senior Surgeon be substituted for

the

the existing prescribed Form II appended to the Lunatic Rules and called Form II, Columns 11 to 16 of the old Form II being added for being filled in after admission of the Lunatic into the Asylum.

I have the honour to be

Sir

Your most obedient Servant

M H Fitzgerald

District Magistrate

Hazaribagh

Britons
8/05/12 86

Mysore 12/05 C/9 1381

1905

From
The District Magistrate
Kolar District

To The Secretary to the
Government of Mysore.
General Revenue
Department.

Dated 7th December 1905

Despatched

Received

General No. C 270.
No.

Enclosure No.

Furnishing opinion
re certain modification
in form C. to be filled up
by Magistrates sending
Lunatics for Medical
observation.

37 Office of the District Magistrate
Kolar District.

No C 275 — Dated 7th December 1905.

From,
L. A. Puttaswamachetty Esqr.
The District Magistrate,
Kolar District.

To,
B. K. Venkatavaradiengar Esqre
Secretary to the Government
of Mysore General and
Revenue departments.

Sir,

With reference to your Official No 12 Memorandum No J 619-27 Pris: 8-2 dated 28th August 1905, forwarding copies of correspondence regarding the proposed modification of form C" to be filled up by the magistrates who sending lunatics for medical observation and asking for my opinion in regard to the adoption of the modification proposed by the Senior Surgeon and Sanitary Commissioner in Mysore, I have

the honour to state as follows: —

2. Lunatics may be classified under 2 heads viz: —

(1) Lunatics accused of an offence,

(2) Lunatics who are reported to be dangerous or incapable of — taking care of themselves. —

3. Chapter XXXIV of the Criminal Procedure Code lays down the procedure to be adopted in dealing with lunatics who are accused of an offence and the magistrates have to strictly conform to the rule of evidence and - - - procedure therein laid down before sendin the accused lunatics to the Government Asylum for — Con - finement and observation. —

In their case the form 'C' under advertence does not appear to be applicable and if I read the references of the Senior Surgeon aright, it would appear to refer only to the 2nd class of lunatics mentioned above.

4. The lunatics of the latter class to whom form "C" is applicable, are dealt with under the rules published in the late Chief Commissioner's Notification No: 141 dated 31st July 1874 published at page 204 of the Rangoon Gazette dated 8th August 1874. The Police place such persons before a Competent Magistrate for orders when they apprehend on specific Complaints or general information that

the lunatic is likely to prove either dangerous to himself or to the Public or so incapable of taking care for himself The magistrate makes necessary enquiries and forwards the patient to the medi-cal Officer, who examines him and if he is found to be a fit person for treatment and ob-servation in the Lunatic Asy-lum, certifies to that effect and fills up the medical forms "A" and "C" prescribed for the purpose. The patient is then forwarded to the Asylum by the magistrate with necessary entries in Forms I and II attached to the Chief Commissioners Notification re-ferred to above. This simple

procedure now in vogue has not formed the theme of complaint by the Public in that it affords facility to brand the patient with the stigma of insanity and it should be remembered that the patient and his relations are themselves responsible for the situation. In all cases in which the relations of the patient undertake to take charge of him on a proper assurance of safety to the Public and to himself, he is delivered over to their custody. It is only in cases where such a procedure is not possible or expedient that the patient is forwarded to the Lunatic Asylum.

4. On looking into the

modified form "C which does not materially differ from the one now in use, the information required in the first 9 columns may no doubt be within the easy reach of the magistrate and accurately ascertainable by him; but the information required in the remaining 10 Columns is of such a nature that a medical man would be in a more favourable position than a magistrate to judge the statements made regarding them, by virtue of his professional knowledge and scientific training, as observed by Government in their letter No $\frac{351}{Orig.-8-2}$ dated 2nd August 1905 to the Senior Surgeon and Sanitary Commissioner in Mysore.

In some cases the information may not at all be available.

5. For reasons stated above, I am in favor of a Continuance of the present practice whereby the granting of the "A" and "b" certificates rests with the medical Officer and not with the Magistrate. The latter has forms I and II referred to above to fill up before sending the Lunatic to the Asylum, and the columns of form II to be filled by him contain some of the salient points of information required under the modified form "C" proposed by

by the Senior Surgeon.

I have the honor to be
Sir,
Your most obt Servant

W M Cunningham
District Magistrate
Kolar District.

45

Public

Judl 16-12-05

1737

Britons

8-05-13-

1905.

From

The Dist. Magistrate
Bangalore Distt

To

The Secy. to the Govt. of Mysore
Gen. & Rev. Depttt.

Dated 15th December 1905

Despatched 16th December 1905

Received

General No.

No. 575

Enclosure No.

His No. D 619-27 of 22.8.05
Pris. 8.2

Submits opinion on the proposed modification of Form 'C' to be filled up by the Magistrate sending lunatics for medical observation

S.No. 575 46

Office of the District Magistrate ,
Bangalore District.

Dated , Bangalore , 15th December 1905 .

From ,

D. Devraj Urs , Esquire ,
The District Magistrate ,
Bangalore District .

To ,

B. K. Venkata Varada Iyengar , Esquire ,
Secy. to the Govt. of H.H. the Maharaja of Mysore,
Revenue and General Departments .

Sir

S No. 10

With reference to letter No. J.619-27/Pris.8-2 dated the 22nd August 1905 , calling for opinion in the matter of introducing a modified form for being filled in by Magistrates before sending lunatics to the lunatic asylum for observation, I have the honor to state that on receipt of the above letter the opinions of the 1st Class Magistrates of the District were called for in the matter . In the concluding portion of the Senior Surgeon's letter No.32 dated the 21st July 1905, he --- remarks that " the present mothod of sending them in is very unsatisfactory." It may be observed that the remark is very - unhappy. It amounts to some extent doubting the exercise of - discretion by Magistrates. No instance of imperfect enquiries or injury suffered by anybody as a consequence has ever come - to my notice. I am therefore unable to understand the nature or extent of the difficulty that has resulted from the present mode of sending lunatics for medical observation, or how far the new form proposed by the Senior Surgeon can remedy the defect. It is not always that a Magistrate uses any form when he sends a suspected lunatic for medical observation, and when he does use a form it is form II prescribed in Notification No.141 dated the 31st July 1874. The headings in this form are almost the -

same

same as the headings in the form now suggested by the Senior Surgeon.

2. Lunatics who are sent for medical observation may be classed under three heads.

(1) Wandering lunatics who are produced before Magistrates by the Police ;

(2) Lunatics brought by their relatives for detention and care in the asylum ; and

(3) Lunatics coming before a Magistrate in the course of Criminal trials.

The particulars required for filling up the form proposed can be had by the Magistrate only by enquiry of persons related to or knowing the lunatics well. The particulars are meant more to help the medical authority to arrive at a correct conclusion about the state of mind of the person than the Magistracy. If it is alleged that the medical officer has neither the power nor the facilities to conduct the enquiries and ascertain the particulars, the proposed form may be adopted and the Magistrates requested to fill them in wherever possible.

I have the honor to be ,

Sir ,

Your most obedient servant ,

District Magistrate ,

Bangalore District.

B.N.S.

48

G.R.S. 28]

Prisons **File No.** 8

Serial No. 14

Diary No. of letter replied to ———

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

( )

, the 190

Date of issue 22/1/06

Signed by [illegible]

READ.—

Sno 14

Letter No.G. 32 dated the 21st July 1905, from the Senior Surgeon & the Sanitary Commissioner with the Government of Mysore, requesting that Magistrates sending lunatic/ patients for observation may be required to fill up Form C as modified by him.

2. Letter No G.113 dated the 16th August 1905 from the same officer stating in reply to this office letter No.J.351/Pr.8-2 dated the 2nd August 1905, that all matters requiring medical knowledge are eliminated from the modified form and that the proposed form is unnecessary in British India as only certified

over

10803

12.1.06

15.X.1906

SUBJECT

2076/06

MGCPB—9,000—11-3-04

certified lunatics are sent to the Asylums there.

3. The following replies from the Districts Magistrates and the Registrar of the Chief Court, expressing their opinion as regards the adoption of the proposed modification of Form C:-

Letter No.254 d.the 11th September 1905, from the District Magistrate of Kolar.

do No.1750/77 d.11th September 1905. from the Registrar of the Chief Court

dc. No.186 d.the 23rd Septr.1905 from the Dt. Magte of Chitaldrug.

dc. No360/372 d.30th Septr.1905 from the Dt Magte of Shimoga.

dc. No. 283 d.9th Oct.1905 from the Dt Magte of Kadur.

dc. No.495 d.11th Nov 1905 from the Dt Magte of Mysore

dc. 494/s d.the 13th Nov 1905 from the Dt. Magte of Hassan.

dc. No.C.270 d.the 7th Decr.1905 from the Dt. Magte of Kolar.

dc. No 5[illegible]5 d. 16th Decr. 1905 from the Dt Magte of Bangalore.

ORDER THEREON.No. J 2008-17/Pr. 8-14

The Reports received from the District Magistrates of Kolar, Mysore Hassan and Chitaldrug shew that in the mofassal Districts, the Magistrates do, as a rule, place persons deemed to be lunatics and brought before them, under the observation of the local medical officers and take their evidence as required under rule 5 of the rules for the reception and detention of lunatics in the Asylums in Mysore. The reports of the District Magistrates of Kolar and Hassan further shew that mofassal medical officers under

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

and r whose observation such persons are placed, are required by departmental rules to furnish ~~the~~ Magistrates with reports in Form C. The mofassal practice in this State is thus the same as the Madras practice referred to by the Senior Surgeon. The Magistrates may be required to send to the Lunatic Asylum, if they do not already do so, the medical officer's certificate in Form C. in addition to ~~the~~ forms I & II prescrib d by the rules. It is only in the case of persons dealt with by Magistrates in Bangalore that recourse is not had to previous medical observation, as under rule 3 of the above rules, the Magistrates at at Bangalore can send ~~the~~ persons direct after to the Lunatic Asylum ~~after~~ the necessary enquiry. The District Magistrate of Bangalore, who is also one of the Official Visitors of the Lunatic Asylum, says that no instances of imperfect enquiry or injury suffered by anybody as a consequence, ~~has~~ ever came ~~come~~ to his notice.

Subd The same things holds good as regards a wafer in certain. The approval of the Residency is required in case existing practice is to be altered.
29/12/05.

In these circumstances the Senior Surgeon is requested to state—

i. whether in the case of persons dealt with by mofassal Magistrates it is not sufficient to direct the Magistrates to transmit the medical officer's report in ~~the~~ Departmental Form C to the Lunatic Asylum in addition to forms I & II.

ii. whether in the case of persons dealt with by Magistrates at Bangalore, it sary to provide for their ~~observa~~

conservation elsewhere than in the Asylum and by a medical officer other than the one in charge of the Asylum--a course not contemplated in the rules; and if this is not considered necessary and if it is only desired that the Magistrates should elicit material particulars as in the new form C and communicate the same to the officer of the Asylum, what the details are which are required to be furnished under the heads "12 habits and disposition" and "14 Natural affection perverted or not"—some practical examples of such details being also ~~be~~ given.

3.1.15.6

Secretary.

To

The Senior Surgeon and Sanitary Comr. with the Govt.

The Magistrates of Districts
The Registrar of the Chief Court of Mysore

29.12.05

29/12/05

Copied 29/1/06

Examined 29/1/06

52

No III
Order
23/4 Proms
1906

2694

FROM Lt. Col: J. Smyth M.D. I.M.S
Offg: Senr Surgeon Hdqrs & Bangalore

To

B. K. Venkatavaradiengar Esqr

Dated 20.4.06
Despatched
Received
General No. G. 780
No.

Secy: to the Govt: Genl. & Rev: Depts Bangalore

Enclosure No. 1

Forwarding letter No: 357 D/17.4.06 from the Medical Officer Lunatic Asylum furnishing information anent the modification of Form C. Concerning lunatics &c

His. File No 8 J 2694
Serial No 15 53

Office of Senior Surgeon and Sanitary Commissioner
Mysore Government,

No. 6480
Enc. 1

Dated, Bangalore, 20/24 1 1906.

FROM

LT.-COL. JOHN SMYTH, M.D., I.M.S.,
The Senior Surgeon and Sanitary Commissioner
with the Government of H. H. the Maharaja of Mysore,
BANGALORE.

To

B.K. Venkatavaradiengar Esq.
Secretary to the Government of
His Highness the Maharaja of Mysore
General and Revenue Departments
Bangalore

SIR,

S No. 15

With reference to the Proceedings of the Government of H.H. the Maharaja of Mysore & order thereon No.L.2008-17 Prs 8-14 dated 22-1-06 anent the modification of Form C concerning lunatics to be filled in by the Magistrates I have the honor to forward in original the accompanying letter No.359 dated ---- 17-4-06 (to be obligingly returned when no longer required)--- from the Medical Officer in charge Lunatic Asylum furnishing the information therein called for.

I have the honor to be
Sir,
Your most obedient servant
By Order

For Offg: Senior Surgeon & Sany:Commr

54

6889
18-4-06

~~G.R.S1 291~~]

1906.

From
Lt. Col. T. Smythe, M.D., I.M.S.,
Senior Surgeon and Sanitary
~~Secy. to the Govt. of His Highness~~
Commissioner in ch. Lunatic Asylum
~~The Maharaja of Mysore,~~
Bangalore
~~Genl. and Rev. Dept.~~

To The Senior Surgeon and
Sanitary Commissioner
M. G., Bangalore

Dated 17th April 1906.
Despatched

Received

General No. 359
No.

ENCLOSURE No.

Sir,

With reference to yr
No. 4515 Dt. 9/10 February/06
forwarding - Government -
Proceedings No. F. 2008-17/Pris
8-14 Dt. 22nd January/1906
for compliance, I have the
honor to state that, in my
opinion, the procedure to
be observed in regard to
persons dealt with by
mofussil Magistrates
should be:-

(a) The Magistrate should
fill in the modified form
C and send to the District
Medical officer along with
the patient for observation

2 Govt. Dec. 19/4

and re-work. The reason for me doing so is that it is impossible for the Medical Officer to get the information furnished by me, certificate. The Magistrate before whom the patient is brought, has every opportunity for collecting such information as he has the relatives present at the enquiry and can summon any other person he may think necessary to help him in collecting the information.

If the patient is found friendless the Magistrate will have great difficulty in collecting the particulars; but this difficulty would, of course, be even more pronounced if it fell to the lot of the Medical Officer.

(b) When the Magistrate sends a patient to the District Hospital for observation and has been unable at once to supply all the information required by the modified form C, he should subsequently forward the particulars wanting should he be able, after due enquiry, to collect them.

(c) If the Medical Officer considers the person sent for observation insane he should fill in Form C and send it to the Magistrate along with the certificate (Form A)

(d) The Magistrate should then forward Form Nos I & II with the Medical certificate and Form C as enclosures along with the patient to the Lunatic Asylum.

II With regard to pauper patients dealt with by Magistrates in Bangalore, I have the honor to invite your kind attention to the fact that the rules in force in the Madras Lunatic Asylum, and there are those in force, they require certain documents to be sent along with the patient to the Asylum. These documents

are

-are Forms Nos I & II, the medical certificate (form A) -and the medical history sheet (form C). In regard to private patients, forms A, B & C and -an indemnity bond for securing pay-ment for maintenance signed by the relative or friend who desires the patient to be treated in the Asylum, are necessary.

Therefore the reception of supposed lunatics into the Asylum without these forms is illegal.

If it is the pleasure of Govern-ment to alter this rule and require "supposed lunatics" from Bangalore City to be sent to the Lunatic Asylum merely for observation an order may be issued to this effect.

The procedure in sending the "supposed lunatics" to the Asylum for observation should be the same as that adopted in the mofussil when magistrates send persons to the mofussil medical officer for report — i.e. the patients should be sent accompanied by modified form C.

(b) As to what a magistrate should enter under the heading 12 of modified form C, he has simply to conform to what the words mean as they are ordi-narily accepted; for example as to habits:- active, sedentary, lazy, indolent, cleanly or the reverse; as to disposition the patient may be morose, cheerful, jovial or indifferent.

In regard to 14 Natural affection "perverted or not" — a patient may loathe his own children and show a disposition towards other relatives the reverse of friendly, or he may be very suspicious of them &c.

III I might add here my recommendation that another column be added to Form II for "Number & Kind of property on the person and the address of the relatives if any" of the lunatic when he is sent to the Asylum, and that the heading of column 15 be altered to "At whose cost the patient is to be maintained while in the Asylum, and if at private cost to whom the bill for maintenance &c should be sent", and the Magistrate be requested to fill in these 2 columns along with the first 10 columns in Form No. II as per rules 3 & 6 for the reception and detention of lunatics notified in July 1874.

I have the honor to be,
Sir,
Your most obedient Servant,

M.D.,
Lt Colonel I. M.S.,
Senior Surgeon & Sanitary Commr:
In Ch: Lunatic Asylum.

58

G.R.S. 34]

No 3266-74 dated The 23rd may 1906

GOVERNMENT OF H. H. THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

(Prisons) File No 8

Sl No 16

Office Memorandum.

To The District Magistrates. [the Registrar of the Chief Court of Mysore.]

the 23rd of May 1906.

Sl No 16

Copy of letter No G. 780, dated the 29th April 1906, from the Senior Surgeon, furnishing the information called for in G.O. No 2008-17/Pris 8-14, dated 22-1-06, together with its enclosure regarding the proposed modification of Form C which is to be filled up by the magistrates sending lunatics for medical observation, is forwarded to District Magistrates [the Registrar of the Chief Court of Mysore] with a request that they will kindly favour Government with their opinion [the opinion of the Chief Court] in regard to the adoption of the modifications proposed by the Senior Surgeon.

Fd 23-5-06

Fwd by Prof. N. Ramaswamiengar 23/5/06.

By order,

16.5.1906

Secretary

To copied 16/5/1906.

Examined 19C

K.H.H. 16-5-06 19C 16.5.06

MGCPB—5.6.00—1.5.05

J 3052
59

Bangalore dated 30th May 1906.

From

V.A.Rajaratna Mudaliar Esquire,

The Registrar, Chief Court of Mysore.

To

B.K.Venkatavarada Iyengar Esquire,

Secretary to Government,

General and Revenue Departments.

Sir,

With reference to your Office Memorandum No.J3266-74-Prison 8-05-16 dated 23rd Instant forwarding for opinion of the Chief Court, copy of the Senior Surgeon's letter No.G780 dated 20th April 1906 re the proposed modification of Form C to be filled up by the Magistrates while sending lunatics for medical observation, I am directed to state that, as already agreed to in this Office letter No.1750/77 dated 11th September 1905, the modified form may be adopted.

If any further alterations are intended to be made in the rules, a draft of the proposed alterations may kindly be sent as the Senior Surgeon's letter does not make them clear.

I have the honor to be,

Sir,

Your most obedient servant,

REGISTRAR.

60

Mysore 25 May 1906 93/245

111 June 1906.

25/6/06

From The District Magistrate Chitaldrug District

18

Pais 8/05

To The Secretary to the Government of H.H. the Maharaja of Mysore General and Revenue Departments Bangalore

Dated 23rd June 1906.

Despatched

Received

General No. 593.

No.

Enclosure No. 11.

Stating that the addition or alteration proposed by the Civil Surgeon to form II to be filled up by Magistrates while sending lunatics for special observation may be adopted with advantage.

No: 593. Ex: 61 District Magistrate's Office,
Chitaldrug District.

Dated Chitaldrug 18th June 1906,

From

H. Ramaswamyangar Esq.
The District Magistrate,
Chitaldrug District.

To

The Secretary to the Government of
H. H. the Maharaja of Mysore,
General and Revenue Departments,
Bangalore.

Sir,

S No 18

Adverting to your official memo no: J 3266-74/Pris 8-05-16 dated the 23rd ultimo forwarding copy of letter no: 9760 dated the 10th April 1906 from the Senior Surgeon and Sanitary Commissioner together with its enclosure furnishing the information called for in Government Order no: 2006-17/Pris 8 dated the 22nd January 1906, regarding the proposed modification of form C to be filled up by the Magistrates while sending Lunatics for medical observation and calling for an expression of opinion in regard to the

2

the modifications proposed by the Senior Surgeon, I have the honor to state that I have in this office letter No 186 dated the 22nd/23rd September 1905 already expressed in favor of the adoption of the proposed modification of form C. The addition and alteration now proposed by the Senior Surgeon and Sanitary Commissioner to form II may also be adopted with advantage

I have the honor to be,

Sir,

Your most obedient servant,

B Thomson

District Magistrate

Chittagong District

Communication of Form C to be filled in by the Magistrates sending in lunatic patients for Medical observation

Prog 4c

(Prisons & jails) January 1906

File No 8 of 1905-06

Provincial ..	...	75,520
Local Funds ...	...	4,07,561
District Funds ...	...	15,654
Village School Fund	...	2,47,210
Irrigation Cess Fund	...	66,492
Palace Fund ...	...	7,59,000
Cauvery Power Scheme	...	11,943
Municipal Fund	...	
Total	...	48,85,924

In addition to the above, an outl
butions." Thus the total outlay incu
the year under report was Rs. 47,50,7
year, the difference of nearly three l
smaller grants having been sanctione
certain sanctions having been receive
ticability of carrying out certain tan
scarcity of labour in the Shimoga an
for labor and payment of higher wag
of cholera in the labor gangs in the

2. The above statement shows
from Municipal Funds, the amount
6·59 per cent of the final grant. Th
Fund" was due to the belated transf
delay in sanctioning estimates in cer
"Palace Fund" was on account of t
tion at Fern Hill Palace at Ootacam
of the year. The lapse of 18·02 per
to the insulators and wire ordered fr
year, to the credits placed at the dis
America not having been drawn u
ordered and also to savings effecte
for annual working and maintenance

3. The number of Irrigation
and above) in progress during the ye
was Rs. 6,51,030, *i.e.*, Rs. 3,04,313 o
factory progress was made during th
was practically completed. The
their full sanctioned length and ma

63

0.0260.

1905-06.

From F. L. W. Witteral Esqr.,
District Magistrate,
Hassan.

To K. S. Chandrashekhara Iyer Esqr. B.A.B.L.
Secretary to the Government of H. H. the Maharaja of Mysore
Dated 23rd Revenue & Rev. Dept
Despatched 26th June 1906 Bangalore.

Received

General No. 1125
No. S

Enclosure No. —

Subject

Submitting opinion re: the proposed modifications of Form C to be filled up by Magistrates when sending lunatics for Medical Observation and treatment.

64 District Magistrate's Office
Hassan District

No. 1125/5 Dated Hassan 23rd June 1906.

From

R. R. W. Wetherall Esquire,
The District Magistrate,
Hassan.

To

K. S. Chandrasekhara Iyer Esqr., B.A. B.L.
Secretary to the Government of
H. H. the Maharaja of Mysore
General and Revenue Department
Bangalore.

Sir,-

With reference to your official Memorandum No: J. 3266-74-Pris. 8-05-16 dated 23rd May 1906 forwarding copy of letter No: G.-780 dated 20th April 1906 received from the Senior Surgeon to the address of the Secretary General and Revenue Department to the Govt. of H. H. the Maharaja of Mysore and its enclosure in the matter of the proposed modification of Form C required to be filled up by Magistrates while sending lunatics for medical observation and calling for my opinion in the

matter. I have the honor to invite reference to my letter No: 494 dated 13th November 1905 to the address of the Secretary General and Revenue Department in which I have stated my opinion concerning the Senior Surgeon's proposal for adoption of the marginal form C 2—. In para III of letter No: 859 dated 17th April 1906 from the Senior Surgeon and Sanitary Commissioner in charge of the Lunatic Asylum to the Senior Surgeon and Sanitary Commissioner to the Government of Mysore (copy of which was also sent with the Memorandum under reply) he has proposed the addition of another column to Statement No: II appended to the Lunatic Rules of 1874 for entry of the number and kind of property on the person of the Lunatic and of the address of the relatives if any of the Lunatic and an alteration of the heading of column 15 of the above

Statement

Statement (No: II) from "At whose cost the Patient was maintained while in the Asylum" into "At whose cost the Patient is now maintained while in the Asylum; if at Private Cost to whom the bill for maintenance should be sent."

3—. I am of opinion that the proposed additional column and alteration in the heading of column 15 of Statement No: II is necessary for facility of reference and precision and that Magistrates may be required to fill in the columns accordingly and forward this Statement and Statement No: I with the Medical Certificate (form A) and Medical History Sheet (form C) when sending Lunatics to the Asylum.

I have the honour to be,
Sir,
Your most obedient Servant

M W Sutherall

District Magistrate
Hasan.

67 III 1906-07 J 248

From M. Narain Rao Esquire
Deputy Commissioner
Shimoga District.

To K. S. Chandrasekhra Iyer Esquire B.A. B.L.
Secretary to the Government
of Mysore
General and Revenue
Departments.

20
Pris d/178

Dated 23rd July 1906.

Despatched

Received

General No. 92

No. 64.

Enclosure No.

SW

States the modification
referred to in his No 3266-74 of
Pris. 805-16
23rd May 1906. may be adopted.

68

1906-07

From:- M:- Narain Rao Esquire
The Deputy Commissioner
Shimoga District.

To. K. S. Chandrasekhara Iyer Esquire
B.A. B.L.
Secretary to the Government
of Mysore
General and Revenue Departments.

Dated 23rd July 1906

No: 92
64

Enclosure:-
S. No 2

His official Memorandum
No: 3266-74 of 23rd May 1906 requesting
Bris: 8-05-16
whether the modification of form C. 6 be
filled up by the magistrates while sending
lunatics for medical observation,
may be adopted, as proposed by the
Senior Surgeon.

Has the honor to
state that the modifications referred
to in the above may be adopted.

Mahomed Kazi
For Deputy Commissioner

Jud

69

III 19 Prisons 27/9/06. J722

1906

From The District Magistrate of Madura

To, The Secretary to the Govt of Madras General & Revenue Dept

Dated 16-

Despatched 18th September

Received

General No. 242.

No.

Enclosure No.

Forwarding opinion with regard to the adoption of the modifications proposed by the Senr Surgeon of Form C to be filled up by the magistrates while sending lunatics for medical observation.

8/10/24

Rec'd 8/905

No 241 Cuddalore 15th September 1906

From

M. Chengiah Chetty Esq, B.A.

The offg: Deputy Commissioner & Dt Magistrate

Tradur District

To

K. N. Chandrasekhara Aiyar Esq, B.A.B.L.

Secretary to the Govt of Empore

General and Revenue dept

S No 21 Memorandum

Sir,

With reference to office memo No J 3266-74 dated 23rd May 1906, calling for this 8-05-06 my opinion in regard to the adoption of the modifications proposed by the Senior Surgeon of Form C to be filled up by the magistrates while sending lunatics for medical observation, I have the honor to submit that as already opined in my letter No 283 dated 5th October 1905, the modifications proposed by the Senior Surgeon may be conveniently adopted.

I have the honor to be,

Sir,

Your most obedt Servant,

[signature]

District magistrate

of Tradur

24.7

70

J 1087

1906-07.

From The District Magistrate
Bangalore District.

To The Secretary to the Govt.
of Mysore Genl. &
Rev. Depts.

Dated 1st November 1906

Despatched 2nd November 1906

Received

General No.

S. No. 377

Enclosure No. —

Forwarding opinion
regarding the adoption
of certain modificat
of form C to be filled
up by Magistrates
while sending Inquest
...cial observatio

G. No. 377-71 Bangalore District
District Magistrate's Office
Bangalore 1st November 1906.

From,

H. A. Sparkes Esquire,
The District Magistrate,
Bangalore District

To,

K. S. Chendrasekharam Iyer Esqr. B.A. &c.
Secretary to the Government of
H. H. the Maharaja of Mysore
General Rev. Department

Sir,

With reference S.N. 022 to your office Memo. No. J 3266-74, Pro. 8-05-16 of the 23rd May last, calling for opinion regarding the adoption of certain modifications of Form C to be filled up by Magistrates while sending lunatics for medical observation, I have the honor to state that I consulted the opinions of the 1st Class Magistrates in the district, of whom two are in favor of the proposed modifications, while the other two are against it. One of these

these latter to the City Magistrate whose Court deals with by far the greater number of such cases in the District.

Personally I am of opinion that the information now required can be of very little assistance as it would necessarily in the majority of cases be so totally unreliable.

I have the honor to be
Sir
Your most obedient Servant

Hill Spoutry
District Magistrate.

my

73

1906-07

From
Sir Boswell Lyon Esq.
The District Magistrate
of Tinnivelly.

To
K. S. Chandrasekhara Iyer Esq. B.A., B.L.
Secretary to the Govt. of Madras
General and Revenue Depts.

Dated 3rd December 1906.
Despatched 5-12-06
Received

General No. 522-B 3 25
No.

Enclosure No.

S No 23

Referring to Government order No. 23-66-74 Pris 8-05-16 dated 23rd May 1906 forwarding for opinion Senior Surgeon's letter No. 7. 780 dated the 20th April 1906 in respect of the particulars to be ascertained by Magistrates when sending a lunatic for medical observation, undersigned has the honor to state that he approves of the Senior Surgeon's suggestions.

I have the honor to be
Sir
Your most obedient servant
District Magistrate

74 Fl. Proc. 75-77

J 1839

1906

From The Deputy Commr
Kolar District

To The Secretary to the
Government of Mysore
& Chief Secretary

Dated 24th January 1906

Despatched 24th do.

Received

General No. 5405

No. 274

Enclosure No.

Furnishing opinion in the matter of introducing a modified form B for Landed Estates

Ans. 24-1-06
Ans. 8-05-16

75

Kolar District
Deputy Commissioner's office

No 5405/274 — 23rd January 1907

From

C. Srikanteswara Aiyar Esqr B.A., B.L.

The Deputy Commissioner

Kolar District

To

K. S. Chandrasekhara Aiyar Esqr
B.A., B.L.

Secretary to the Govt of H. H. the Maharaja
of Mysore, General and Revenue Depts

Sir,

With reference to your Official Memorandum No. J 3266-74 dated 23rd May 1906, Calling for my opinion in the matter of introducing a modified "b" form to be filled in by Magistrates while sending lunatics for medical observation, I have the honor to state that the chief reason for its introduction as can be made out from a study of the correspondence between you and the

Pris 8-05-16

S No 24

the Senior Surgeon is to indicate that the magistrate had made all due enquiry before sending the individual to the asylum. From the mention of the world "asylum" I take it that the Senior Surgeon when he thought of the innovation in question had uppermostly in his mind an idea of rectifying the practice prevailing in Bangalore, of sending persons direct to the asylum with only a magisterial report of enquiry unaccompanied with a medical certificate in form "b", as is uniformly done in the Mofussil. The rationale of the present Bangalore Practice would seem to be, that by adopting such course, persons suspected of insanity might once for all be finally examined by the medical

Officer in charge of the Lunatic Asylum without being unnecessarily subjected to an intermediate previous examination by a District Medical Officer – a course, as a rule, adopted in the Moffusil as a precautionary measure against needless expenditure and trouble in "doubtful" or "doubtful" cases, where insanity is not of a pronounced type or degree and consequently not requiring special treatment in the Asylum.

2. As the Moffusil practice is in conformity with the Senior Surgeon's views, his proposed "b" form which is almost the same as our present form, I do not see any objection to the introduction of the former ——

former.

78

I have the honor to be

Sir

Your most obedient Servant

Mr Manager

for Deputy Commissioner

Kolar District

&c

79

III 14.4 Oaths

J 2603

1907

From The District Magistrate of Moradabad

To The Secy to the Govt of India Rev & Agl Departments

Dated 11th April 07.

Despatched 12.

Received

General No. 725

No.

Enclosure No.

25 Dis 8/05-06

Re the withdrawal of the Civil Surgeon to modify form C required to be filled in by the Magistrate

80

Deputy Tahsildar's office,
Mysore District

Dated Mysore 11th April 1907.

From The Dt. Magte, Mysore.

To,

R. S. Chandrasekhara Aiyar Esq,
B.A., B.L.,
Secretary to the Government
of Mysore,
Revenue & General Departments
Bangalore.

Sir,

I have the honour to state that the modified C form as proposed by the Senior Surgeon may be introduced.

I have the honour to be,
Sir,
Your most obedient servant

[illegible]
for District Magistrate
of Mysore.

C.R.S. 26]

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File No. 8-05

Serial No 26

Diary No. of letter replied to _____

No. J 33748 3-5-7 In

~~Pros 8-05-1 to~~

General and Rev. Secretariat

( )

, *the* 190 .

To

To the Senior Surgeon Bangalore East

Date of issue 3.5.07

Signed by Mr. K. Matthan

~~Sir~~

I am directed to advert to the correspondence ending with your letter No. G. 780 of the 20th April 1906, ~~forwarding a copy of~~ on the subject of the rules relating to the observation and detention of lunatics and to request that information on the following points may furnished very early.

1. ~~The~~ lunatics (or alleged lunatics) are in the Bangalore City sent by ~~the~~ Magistrates for medical observation prior to the issue of an order for detention in the Lunatic Asylum (which is the place,— the Lunatic Asylum or the Central Jail — ~~where~~ to which

over.

SUBJECT.

care and treatment?

2. ~~In para II of letter No.~~ In para II of letter No. 3549 of the 17th April 1906 from the Superintendent of the Lunatic Asylum, Bangalore, forwarded by Govt. with your letter under reference, it is stated that the rules in force in the Asylum are those in force in the Madras Lunatic Asylum, which require that certain documents (Form I + II, A, B &c) should be sent with the patients to the Asylum. ~~I enquire~~ What is the exact date of the G.O. prescribing the adoption of these rules in the ~~Asylum~~ Asylum at Bangalore?

Received
this
[illegible]

List of enclosures.

Copied by [illegible]

Examined by [illegible]

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Gen. 30] 1893 Proviso F 3127

1891/1907

From Major Lt E. Drake Brockman I.M.S. Senior Surgeon S.C. Mysore Bangalore

To

K S Chandra Sekara Iyer Esq^r Bangalore

Dated 17.6.07 Secy to Govt:

Despatched 18 Genl: & Rev: Depths.

Received Bangalore

General No. G.1059

No.

Enclosure No. 1

Forwarding Copy of No: 484 D 4.6.07 from the Medical Officer in charge Lunatic Asylum furnishing information about the observation and detention of lunatics &c

References to be marked.

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Office of Senior Surgeon and Sanitary Commissioner

Mysore Government.

No. 9.1059
Enc. 1

Dated, Bangalore, 17 6 1907

FROM

Major H. E. DRAKE-BROCKMAN, I.M.S.,

The Senior Surgeon and Sanitary Commissioner

with the Government of H. H. the Maharaja of Mysore,

BANGALORE.

To

K.S. Chandrasekhara Iyer Esqr , B.A.,B.L.,

Secretary to the Government of H.H. the

Maharaja of Mysore, Genl.& Rev Deptts.,

Bangalore.

SIR,

With reference to your No E.527 J.3374/Pris.8-05-26 -- dated 3-5-1907 anent the observation and detention of lu--natics &c., I have the honor to forward the accompanying copy of No.484 dated 4-6-1907 from the Medical Officer in charge Lunatic Asylum furnishing the information therein called for.

I have the honor to be,

Sir,

Your most obedient servant,

H E Drake Brockman

Major I.M.S.

Senior Surgeon and Sanitary Commr.M.G.

No.484 dated 4-6-1907 from the Senr.Surgn.in charge Lunatic -- Asylum Bangalore, to the Senior Surgeon and Sanitary Commr.M.S.

With reference to your No.6666 dated 8/9th instant -- forwarding copy of letter No.J.3374/Pris.8-05-26 dated 3rd May 1907 from the Secretary to Government, Genl.& Rev.Deptts., to the Senior Surgeon and Sanitary Commissioner, I have the honor to state that (1) the Lunatic Asylum at Bangalore is the place to which supposed lunatics of the Bangalore City are sent for medical observation prior to the issue of orders for their de--tention in the Lunatic Asylum for care and treatment.

With reference to para 2 of the Secretary's letter I beg to state that there is no distinct order of Government sanc--tioning the adoption of the Madras rules; but from the corres--pondence between the Durbar and the Residency regarding the detention of supposed lunatics of the Civil and Military stat--tion, forwarded with Government Pro.No.1278 J.140 dated 20th July 1895, it will be seen that the Senior Surgeon in his No. 185 dated 24th June 1895 having reported to the General Secry. in reply to his No.23709-J.1440 of 20th June 1895 that the ge--neral rules laid down under section XVII, Madras Medical Code, Vol.II pp 70 to 97 are observed in the management of this Asy--lum, the Secretary has communicated the same in his letter No. 361 J 36 dated 3rd July 1895 to the 1st Assistant to the Resi--dent in Mysore requesting the observance of the Madras rules may be legalized by sanctioning their adoption.

"COPY"

H E Black Brockman

Major I.M.S.

Senior Surgeon and Sanitary Commr., Mysore Govt.,

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read:-

Chief Commissioner's Notification No.141 dated the 31st July 1874, laying down rules for the reception and detention of lunatics in Asylums in the State.

(2) Government Proceedings No.J2008-17 Pris.8-14, dated 22nd January 1906.

(Print in extenso.)

(3) Letter No.G780 dated the 20th April 1906, from the Senior Surgeon and Sanitary Commissioner, furnishing a reply to the above, and suggesting the procedure which Magistrates should adopt in sending lunatics to the Lunatic Asylums.

(4) Letter No.8002-407 dated the 30th May 1906, from the Registrar of the Chief Court, furnishing the opinion of the Chief Court on the above suggestion.

(5) The following letters from the District Magistrates, furnishing their opinion on the Senior Surgeon's suggestions:-

(i) Letter No.593 dated 23rd June 1906, from the Dist.Magistrate, Chitaldrug.

(ii) -do- No.1125-3 dated -do- -do- , Hassan.

(iii) -do- No.92-64, dated 23rd July 1906 -do- , Shimoga.

(iv) -do- No.242 dated 15th September 1906 -do- , Kadur.

(v) -do- No.377 dated 1st November 1906 -do- , Bangalore.

(vi) -do- No.522 dated 3rd December 1906 -do- , Tumkur.

(vii) -do- No.5405/274 dated 24th Jany.1907 -do- , Kolar.

(viii) -do- No.725 dated 11th April 1907 -do- , Mysore.

READ—

(1) Letter No. G. 32, dated the 21st July 1905, from the Senior Surgeon and Sanitary Commissioner with the Government of Mysore, requesting that Magistrates sending lunatic patients for observation may be required to fill up Form C as modified by him.

(2) Letter No. G. 113, dated the 16th August 1905, from the same officer, stating in reply to this office letter No. J. 351—Pris. 8-2, dated the 2nd August 1905, that all matters requiring medical knowledge are eliminated from the modified form and that the proposed form is unnecessary in British India, as only certified lunatics are sent to the Asylums there.

(3) The following replies from the District Magistrates and the Registrar of the Chief Court, expressing their opinion as regards the adoption of the proposed modification of Form C :—

Letter No. 254, dated 11th September 1905, from the District Magistrate of Tumkur.
" No. 1750—77, dated 11th September 1905, from the Registrar of the Chief Court
" No. 186, dated 23rd September 1905, from the District Magistrate of Chitaldrug.
" No. 360—272, dated 30th September 1905, from the District Magistrate of Shimoga
" No. 283, dated 9th October 1905, from the District Magistrate of Kadur.
" No. 495, dated 11th November 1905, from the District Magistrate of Mysore.
" No. 494—S, dated 13th November 1905, from the District Magistrate of Hassan.
" No. C. 270, dated 7th December 1905, from the District Magistrate of Kolar.
" No. 515, dated 16th December 1905, from the District Magistrate of Bangalore.

No. J. 2008-17—Pris. 8-14, DATED BANGALORE, 22ND JANUARY 1906.

ORDER THEREON.—The reports received from the District Magistrates of Kolar, Mysore, Hassan and Chitaldrug show that in the mofussil districts, the Magistrate, do as a rule, place persons, deemed to be lunatics and brought before them under the observation of local medical officers and take their evidence as required under Rule 5 of the rules for the reception and detention of lunatics in the Asylums in Mysore. The reports of the District Magistrates of Kolar and Hassan further show that mofussil medical officers under whose observation such persons are placed, are required by departmental rules to furnish Magistrates with reports in Form C. The mofussil practice in this State is thus the same as the Madras practice referred to by the Senior Surgeon. The Magistrates may be required to send to the Lunatic Asylum, if they do not already do so, the medical officer's certificate in Form C in addition to Forms I and II prescribed by the rules. It is only in the case of persons dealt with by Magistrates in Bangalore that recourse is not had to previous medical observation, as under Rule 3 of the above rules, the Magistrates at Bangalore can send persons direct to the Lunatic Asylum after the necessary enquiry. The District Magistrate of Bangalore, who is also one of the official visitors of the Lunatic Asylums, says that no instance of imperfect enquiry or injury suffered by anybody as a consequence ever came to his notice.

In these circumstances, the Senior Surgeon is requested to state—

(i) whether in the case of persons dealt with by mofussil Magistrates it is not sufficient to direct the Magistrates to transmit the Medical Officer's report in Department Form C to the Lunatic Asylum in addition to Forms I and II.

(ii) whether in the case of persons dealt with by Magistrates at Bangalore, it is necessary to provide for their observation elsewhere than in the Asylum and by a medical officer other than the one in charge of the Asylum, a course not contemplated in the rules; and if this is not considered necessary and if it is only desired that the Magistrates should elicit material particulars as in the new Form C and communicate the same to the officer of the Asylum, what the details are which are required to be furnished under the heads "12. Habits and Disposition" and "14. Natural affection perverted or not" some practical examples of such details being also given.

3. Letter No. G. 780, dated the 20th April 1906, from the Senior Surgeon and Sanitary Commissioner, furnishing a reply to the above, and suggesting the procedure which Magistrates should adopt in sending lunatics to the Lunatic Asylums.

4. Letter No. 8002-407, dated the 30th May 1906, from the Registrar of the Chief Court, furnishing the opinion of the Chief Court on the above suggestion.

5. The following letters from the District Magistrates, furnishing their opinion on the Senior Surgeon's suggestions :—

(i) Letter No. 593, dated 23rd June 1906, from the District Magistrate of Chitaldrug.
(ii) " No. 1125—3, dated 23rd June 1906, from the District Magistrate of Hassan.
(iii) " No. 92-64, dated 23rd July 1906, do Shimoga.
(iv) " No. 242, dated 15th September 1906 do Kadur.
(v) " No. 377, dated 1st November 1906 do Bangalore.
(vi) " No. 522, dated 3rd December 1906 do Tumkur.
(vii) " No. 5405—274, dated 24th January 1907, from the District Magistrate of Kolar.
(viii) " No. 725, dated 11th April 1907 do Mysore.

947 miles are metalled.

8. The most important of the bridges under construction during the year were:—

(1) A bridge across the Lokapavani river at Honakere, Mysore District which was an incomplete work of the previous year;

(2) A bridge across the Hemavati river at Anjur, Kadur District, which was practically completed during the year under report, and

(3) A bridge across the Bhadra river at Magundi, Kadur District. This was also satisfactorily completed during the year with the exception of the embanked approaches, which had to be consolidated and improved.

9. The expenditure incurred on Miscellaneous Public Improvements amounted to Rs. 3,22,501, of which a sum of Rs. 2,18,834 was spent on original works, and Rs. 1,03,667 on repairs. The important original works were improvements to the Basavangudi and Malleswaram Extensions, improving the drainage of those extensions as well as of the Chamarajpet Extension at Bangalore and the formation of the Curzon Park at Mysore. Under "repairs" the chief items were the maintenance of the water works at Bangalore and the Kolar Gold Fields.

10. The Cauvery Power Scheme cost Rs. 3,95,710 during the year, of which Rs. 2,59,661 were for working expenses. The total revenue derived from the scheme was Rs. 20,11,554 and the net revenue was Rs. 17,51893, *viz.*, Rs. 16,99,291 from the power-supply to the Kolar Gold Fields and Rs. 52,602 from the Bangalore lighting and power-supply.

masonry and stone-work executed by Government was Rs. 70,122 and the value of earth-work done by the raiyats was Rs. 68,025, exclusive of work of the value of Rs. 13,462 carried out by the Revenue Department at the cost of the raiyats. The work done in the Kolar and Bangalore Districts is reported to be good, but that in the Shimoga and Kadur Districts to be very unsatisfactory. It is hoped that better progress will be shown in these two districts.

6. The most important of the civil buildings under construction during the year under report was the Palace at Mysore, on which the outlay during the year was a little over 2 lakhs. The building was completed excepting the topmost portion of the central cupola, which is under construction. Considerable progress was made in the fitting up of doors and windows, in the erection of carved wooden and embossed metal ceilings, and in plastering and interior decorations to the rooms and corridors. The building was temporarily handed over to the Palace authorities for a short period for the Grihapravesam ceremony which took place on the 5th June 1907, and the festivities and durbars connected with His Highness the Maharaja's and the Yuvaraja's birthday were celebrated in the same. Good progress has been made in the construction of the storage tank for fire-protection to the Palace; and a sum of Rs. 77,124 was spent during the year.

Other important civil buildings under construction were :—

Buildings for the experimental Farm at Hebbal; the Municipal School and the Victoria Hospital at Bangalore; and a new hospital at the Kolar Gold Fields with quarters for the hospital staff. Two buildings were purchased at Bangalore during the year, *viz.*, Messrs. Binny & Co's Coffee Works for being fitted up for the Military Stores and Workshop and Dewan Bahadur A. Ramachendra Iyer's bungalow for the accommodation of Indian State Guests.

7. Under "Communications, Original" the outlay was Rs. 63,665 from Provincial Funds, Rs. 54,643 from Local Funds General and Rs. 55,928 from District Funds. Under "Repairs" the outlay was Rs. 4,49,445 from Provincial Funds, Rs. 2,341 from Local Funds and Rs. 2,73,189 from District Funds. The total length of Provincial roads maintained during the year was 1,941 miles of which 1,760 miles are metalled, and that of the District roads was 3,497 miles, of which 947 miles are metalled.

8. The most important of the bridges under construction during the year were:—

(1) A bridge across the Lokapavani river at Honakere, Mysore District, which was an incomplete work of the previous year;

(2) A bridge across the Hemavati river at Anjur, Kadur District, which was practically completed during the year under report, and

(3) A bridge across the Bhadra river at Magundi, Kadur District. This was also satisfactorily completed during the year with the exception of the embanked approaches, which had to be consolidated and improved.

9. The expenditure incurred on Miscellaneous Public Improvements amounted to Rs. 3,22,501, of which a sum of Rs. 2,18,834 was spent on original works and

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Order thereon No. J.2130-39 Pris.8-05-28 dated 16th January 1908.

A Magistrate taking action in respect of any supposed lunatic under the "Rules relating to the reception and detention of lunatics in asylum in the State" before sending such supposed lunatic to an asylum, is required by Rules 3 and 4 of the said Rules to satisfy himself, after making such enquiry as may be necessary, that he is a fit person to be detained in an asylum, and if the Magistrate's Court is situated in the moffussil, he has, under Rule 5 of the said Rules, to keep the supposed lunatic under the observation of a medical officer, and to take some medical evidence to show that the person is a lunatic, before sending him to the asylum. In order to ensure a thorough enquiry by the Magistrate, the Senior Surgeon now proposes that a Magistrate in the moffussil sending a supposed lunatic to the medical officer for observation should also forward a statement of such of the particulars mentioned in the medical departmental Form C (with certain modifications) as he may be able to elicit, and that in cases where he is unable to supply at once all or any of the particulars required by the Form, he should forward the same subsequently, if he should be able to obtain the same. The Senior Surgeon further suggests that the procedure to be observed by Magistrates in the City of Bangalore in sending supposed lunatics to the Asylum for observation, must be the same as that adopted

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in the moffussil and that, in the case of private patients, a further Form B and an indemnity bond for securing payment for maintenance signed by the relative or friend who desires the patient to be treated, are necessary. He also recommends that another column No.16 should be added to Form No.II appended to Chief Commissioner's Notification dated the 31st July 1874, with the heading "No. and kind of property on the person, and the address of the relatives, if any"; and that the heading of column 15 of the Form be changed into "at whose cost the patient is to be maintained while in the Asylum; and, if at private cost, to whom the bill for maintenance should be sent"; and that the Magistrates should be asked to fill in these columns along with the first ten columns.

(2) The proposal of the Senior Surgeon requiring Magistrates to fill in Form C as modified by him is concurred in by the majority of the District Magistrates and the Judges of the Chief Court. Government consider that this course while entailing a careful enquiry on the part of Magistrates will also be of advantage to the medical officer as it will enable him to obtain information which he may not otherwise be able to get. Government accordingly direct that Form C be modified as proposed and the procedure, as laid down in para 3 infra be observed by all Magistrates including those in the Bangalore City when sending lunatics

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to the Asylum. The other proposals of the Senior Surgeon are also approved.

(3) The following further rules will accordingly be prescribed for the guidance of Magistrates in the matter of reception and detention of lunatics in asylums in the State:-

1) Whenever a Magistrate directs observation by a medical officer or officer in charge of a Lunatic Asylum, of a person who is alleged to be a lunatic, he shall forward to such officer a statement of such of the particulars mentioned in the accompanying Form C as he may have elicited in the course of enquiry, and if he is unable to supply at once all or any of the information required by the said Form, he shall forward the same subsequently, should he be able to collect them after due enquiry.

2) If the Medical Officer or officer in charge of the Lunatic Asylum, before whom the patient is sent for observation finds him insane, he should fill in such of the columns of Form C as are left unfilled and which may be filled in without much difficulty and then return the same to the Magistrate along with the accompanying medical certificate Form A.

3) If, on receipt of the medical certificate, Form A, and the medical sheet, Form C, the Magistrate is satisfied that the person is a lunatic, and sends him to an asylum, he shall at the same time forward

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to the asylum, the medical certificate and the medical sheet referred to above, together with an order in Form I as appended to Notification No.141 of the 23rd July 1874 and a statement in Form II as at present modified with columns 15 and 16 also filled in.

(4) In the case of private patients, besides the Forms already prescribed, a statement in accompanying Form B and an indemnity bond for securing payment for the patient's maintenance, should be obtained by the Magistrates from the relative or friend of the patient who desires him to be treated in the Asylum and forwarded along with the patient.

Secretary.

To

The Senior Surgeon and Sanitary Commissioner in charge of the Lunatic Asylums.

" District Magistrates.

" Registrar of the Chief Court of Mysore.

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SCHEDULE

FORM A.

Certificate of Medical Officer ~~(see Sub-sections IV and VIII)~~.

I, the undersigned (here enter name and official designation), hereby certify that I, on the day of at , personally examined (here enter name and residence of lunatic), and that the said is a lunatic (or an idiot, or a person of unsound mind), and a proper person to be taken charge of, and detained under care and treatment, and that I have formed this opinion on the following grounds namely,—

1. Facts indicating insanity observed by myself (here state the facts).

2 Other facts (if any) indicating insanity communicated to me by others (here state the information, and from whom):

(Signed)

FORM B.

Order for the Reception of a private Patient ~~(see Sub-section VII)~~.

I, the undersigned, hereby request you to receive A. B., a lunatic (or an idiot, or a person of unsound mind), as a patient into your asylum. Subjoined is a statement respecting the said A. B.

(Signed) Name.

Occupation (if any).

Place of abode.

Degree of relationship (if any), or other circumstances of connection with the patient.

Dated this day of one thousand eight hundred and

The Superintendent of the Asylum at (describing the Asylum).

STATEMENT.

(If any of the particulars in the Statement be not known, the fact to be so stated).

Name of patient, with Christian name at length.
Sex and age.
Married, single, or widowed.
Condition of life, and previous occupation (if any).
The religious persuasion, as far as known.
Previous place of abode.
Whether first attack.
Age (if known) on first attack.
When and where previously under care and treatment.
Duration of existing attack.
Supposed cause.
Whether subject to Epilepsy.
Whether suicida
Whether dangerous to others.
Whether found lunatic by inquisition or inquiry, under order of Court, and date of commission or order for inquisition or enquiry.
Whether any member of patient's family has been, or is affected with insanity.

(Signed) Name.

When the person signing the statement is not the person who signs the orde following particulars concerning the person signing the statement are to be added, namely,—

Occupation (if any).
Place of abod
Degree of relationship (if any), or other circumstances of connection with the patient.

FORM C.

Mode of taking notes of the case of an Insane Patient

Disease.
Name
Age
Sex
By whom sent.
Date of admission
Temperament.
Married or single.
Number of children.
Occupation.
Where born and residence.
Religion.
Whether first attack, and duration of present attack.

Cause ... { Moral. / Physical.
Whether hereditary or otherwi
Habits and disposition
Degree of education.
Natural affection, perverted or
Evidences of insanity.
Form of insani
Dangerous to self or others.
Certificates.
Previous treatment.
State of bodily health.
Any injuries from violence

Residency Press, Bangalore.—17-8-95.—30.

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No. II.

Register of Persons received in the Lunatic Asylum :

Number.	Name of patient in full.	Sex and age, (whether married, single or widowed.	Condition of life and previous occupation, and also the religious persuasion (as far as known.	Previous place of abode.	Whether this is the first attack and age, if known on first attack.	When and where previously under care and treatment.	Whether subject to epilepsy, suicidal, or dangerous to others, &c.	Duration of attack and supposed cause.	Whether any member of patient's family has been, or is affected with insanity.	Date of admission into the asylum	Particulars and dates of the authority for admission, i. e., of order of any Magistrate or application of Civil Courts and section of the Rules under which admitted.	Opinion of the Medical Officer in charge of the Lunatic Asylum on admission of the patient.	How disposed of, and date.	At whose cost the patient is maintained while in the asylum.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16

NOTE.—The application by Civil Courts, and the Register in the Asylum must contain the above particulars as far as possible.

Discharge of Lunatics under orders of the official visitors.

11. Two or more of the official visitors, one of whom shall be a Medical Officer, shall meet and see, and as far as possible examine the inmates of the lunatic asylum, once at least in every month. They may, by an order under their hands, direct the discharge of any person detained under any of the foregoing rules. Notice of such order shall immediately be sent to the Magistrate or Court under whose orders or upon whose application the lunatic may have been received. The official visitors shall enter in a book to be kept for that purpose, any remarks which they may deem proper to make in regard to the management and condition of the asylum and its inmates. This book shall be forwarded on 31st December of each year for the inspection of the Resident in Mysore.

Removal of Lunatic Convicts into Asylums.

12. The Resident in Mysore on being satisfied that any convict imprisoned in any jail is a lunatic, may direct his removal to the lunatic asylum established or appointed under these rules to be kept there under treatment. The time during which such prisoner is so confined in the lunatic asylum shall be reckoned as part of the term of his imprisonment. When it appears to the Resident in Mysore that such prisoner has become of sound mind, he shall remand the prisoner to the prison from which he was removed, if then still liable to be kept in custody; or, if not, shall order him to be discharged.

13. Any person detained in a lunatic asylum under these rules, and escaping therefrom, may be retaken by any officer of such asylum or by any Police Officer, and may be conveyed to such asylum and received and detained therein.

Definitions of "Lunatic," "Magistrate."

14. The word "Lunatic" as used in these rules, means and includes every person of unsound mind, and every person being an idiot. The word "Magistrate" means any Magistrate of the District, or any Magistrate of a division of a District, or any First Class Magistrate, and includes his successor or predecessor in office.

Saving of the provisions of the Criminal Procedure Code, Chapter XXXI.

15. Nothing contained in these rules shall be taken to affect the provisions of Chapter 34 of Act X of 1882 (the Code of Criminal Procedure).

No. I.

To

The Officer in charge of the Lunatic Asylum at—

Whereas (here enter the name, previous occupation, place of residence, probable age and caste of the lunatic) appears upon due enquiry made by me to be a proper person to be kept in a lunatic asylum under care and treatment, this is to direct that under Section*———of the Rules for the reception and detention of lunatics in asylums, the said (name of the lunatic) be received into the lunatic asylum at———there to be kept under safe custody and proper care and treatment until discharged therefrom in due course of law.

*Section III or IV as the case may be.

Form C

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1. Name.
2. Age.
3. Sex.
4. Married or Single
5. Number of Children
6. Occupation.
7. Where born & Residence
8. Religion.
9. Whether first attack or duration of present attack
10. Cause.
11. Whether hereditary or otherwise.
12. Habits & Disposition
13. Degree of Education
14. Natural affection, powerful or not.
15. Evidence of suicidal tendency ascertained from the relatives or the public.
16. Dangerous to self or others or epileptic
17. Previous treatment
18. State of bodily health.
19. Any injuries from violence.

Date. . 19

Magistrate.

Later reference
Pris. 79 of 1908.

1905-06

FILE No. 8 OF 1905-06.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

PROCEEDINGS OF THE GENERAL AND REVENUE DEPARTMENT

JUDICIAL AND LEGISLATIVE (PRISONS)

JANUARY 1908

"A" Collection Serial Nos. 1—28.

Modification of Form C to be filled in by Magsitrates sending lunatic patients for medical Observation.

TABLE OF CONTENTS.

Serial No. of File	Number and date of letter and contents	References	Page in Part A
1	From the Inspector-General of Prisons in Mysore, No. G. 32, dated 21st July 1905. Requests that the Magistrates who send in lunatic patients for Medical observation may be directed to fill in Form C as modified.		1
2	To the Senior Surgeon and Sanitary Commissioner, No. J. 351—Pris. 8-2, dated 2nd August 1905. Observes that a Magistrate would be in a less favorable position for scrutinising the mental condition of a suspected lunatic than a medical man and enquires whether there is any analogy in the British Indian Administrations for the duty cast on the Magistrates.		2
3	From the same Officer No. G. 113, dated 16th August 1905. States that Form C as sent to Government is so modified that all matter necessitating medical knowledge is eliminated and indicates only that the Magistrate has made all due enquiries before sending the individual to the Asylum; and further states that the Magistrates in British India do not send persons who are not certified lunatics to Lunatic Asylums and consequently the modified Form C is unnecessary in British India.		2
4	To the District Magistrates and the Registrar of the Chief Court, Memo No. J. 619-27—Pris. 8-4, dated 28th August 1905. Forwards the above correspondence for submitting their respective opinions in the matter.		2
5	From the District Magistrate, Tumkur, No. 254, dated 5th September 1905. States that a greater part of the particulars required by the modified form may be easily filled in by the Magistrate in his enquiry and that it is not advisable to insist on the Magistrates giving all the information required by the form.		3

Serial No. of File	Number and date of letter and contents	Reference	Page in A Progs.
6	From the Registrar, Chief Court, No. 1750—77, dated 11th September 1905. States that the proposed form, which seems to be a modification of Form No. II prescribed under the Rules for reception and detention of lunatics in Notification No. 141, dated 31st July 1874, may be adopted as ensuring satisfactory enquiry by Magistrates that it is understood that they are required to give as much information as they can elicit in their enquiry and that headings 12 and 14 of the proposed form must be made clear so as to make the Magistrate understand precisely what details he is asked to give.		3
7	From the District Magistrate, Chitaldrug, No. 186, dated 23rd September 1905. States that a Magistrate shall have no difficulty in filling up the proposed form with the aid of a medical man and that it may therefore be adopted.		3
8	From the District Magistrate, Shimoga, No. 360—272, dated 30th September 1905. Recommends the modified form on condition that the Magistrate may furnish only such information as he can get.		3
9	From the District Magistrate, Kadur, No. 283, dated 5th October 1905. States that the modified form may conveniently be adopted.		4
10	From the District Magistrate, Mysore, No. 495, dated 11th November 1905. States that all the particulars other than those required by items 10, 12, 14 and 18 of the proposed form may be ascertained by a Magistrate and that a form with such particulars as Government deem fit may be adopted to secure uniformity of practice.		4
11	From the District Magistrate, Hassan, No. 491—S., dated 13th November 1905. Favours the proposal provided that the original Form C (including the headings requiring medical knowledge) be still prescribed for medical officers furnishing their opinion to Magistrates who send suspected lunatics for observation, and states that in order to avoid confusion, this form may be substituted for Form No. II of Notification No. 141, dated 31st July 1874 and that columns 11-16 thereof may be added to the new form for being filled in after the admission of the lunatic into the Asylum.		5
12	From the District Magistrate, Kolar, No. C. 270, dated 7th December 1905. Favours the existing practice whereby Magistrates are required to fill in Form II prescribed under the Notification referred to above and states that Form II contains some of the salient points of information required by the modified form proposed.		5
13	From the District Magistrate, Bangalore, No. 515, dated 15th December 1905. States that the particulars required by the proposed Form can be had by the Magistrates only by enquiry of persons related to or knowing the lunatic and that if the medical officers have neither the power nor the facilities to conduct the enquiries and ascertain the particulars, the proposed form may be adopted and the Magistrate requested to fill up the form wherever possible.		6
14	To the Senior Surgeon and Sanitary Commissioner, the Magistrates of the Districts and the Registrar of the Chief Court, G. O. No. J. 2008-17, dated 22nd January 1906. Makes certain observations as regards the Form C and calls for some additional information from the Senior Surgeon.		7
15	From the Senior Surgeon and Sanitary Commissioner, No. G. 780, dated 20th April 1906. Forwards letter No. 359, dated the 17th April 1906, from the Medical Officer in charge of the Lunatic Asylum, Bangalore, furnishing information regarding the modification of Form C concerning lunatics to be filled up by Magistrates.		8

Serial No. of File	Number and date of letter and contents	Reference	Page in A Progs.
16	To the District Magistrates, and the Registrar of the Chief Court of Mysore, No. J. 3266-74. Forwards the above and requests to favor Government with their opinion on the modifications suggested by the Senior Surgeon.		9
17	From the Registrar of the Chief Court, No. 8002—407, dated 30th May 1906. States that the modified form may be adopted and requests that if any further alterations are intended to be made in the rules, a draft thereof may be forwarded to him.		9
18	From the District Magistrate, Chitaldrug, No. 593, dated 23rd June 1906. Invites reference to the opinion already given as to the modification of Form C and states that the same as well as alterations in and additions to Form II may be adopted.		9
19	From the District Magistrate, Hassan, No. 1125—S., dated 23rd June 1906. Same as Serial No. 18.		9
20	From the District Magistrate, Shimoga, No. 92—64, dated 23rd July 1906. States that the modifications suggested in Form C may be adopted.		10
21	From the District Magistrate, Kadur, No. 242, dated 15th September 1906. States that, as already opined, the modifications suggested by the Senior Surgeon may be conveniently adopted.		10
22	From the District Magistrate, Bangalore, No. S. 377, dated 1st November 1906. States that of the Assistant Commissioner Magistrates whom he has consulted in the matter, two are in favor of the modifications while two others—one of whom happens to deal with a greater number of these cases, are against the proposed modifications; and that he is of opinion that information now required can be of little assistance and would, in the majority of cases, be unreliable.		10
23	From the District Magistrate, Tumkur, No. 522, dated 3rd December 1906. Approves of the Senior Surgeon's suggestions.		10
24	From the District Magistrate, Kolar, No. 5405—274, dated 24th January 1907. States that he does not see any objection to the introduction of the modified form.		10
25	From the District Magistrate, Mysore, No. 725, dated 11th April 1907. States that the Form C as modified by the Senior Surgeon may be introduced.		11
26	To the Senior Surgeon and Sanitary Commissioner, No. J. 3374, dated 3rd May 1907. Requests information as to the place to which supposed lunatics in the Bangalore City, are sent by Magistrates for Medical observation prior to the issue of an order for detention in a Lunatic Asylum and as to the number and date of the Government Order sanctioning the adoption into our lunatic asylums of the rules in force in Madras.		11
27	From the Senior Surgeon, No. G. 1059, dated 17th June 1907. Forwards copy of a letter from the Officer in charge of the Lunatic Asylum, stating that the Lunatic Asylum at Bangalore is the place to which supposed lunatics of the Bangalore City are sent for observation prior to the issue of an order for detention and that there is no distinct order sanctioning the adoption of the Madras Rules.		11
28	Government Proceedings No. J. 2130-39, dated the 16th January 1908, to the Senior Surgeon and Sanitary Commissioner, in charge of the Lunatic Asylum; the District Magistrates; and the Registrar of the Chief Court. Prescribes rules for the guidance of Magistrates in the matter of the reception and detention of lunatics in asylums in the State.		11—16

1905-06

GENERAL AND REVENUE SECRETARIAT.

(PRISONS.)

NOTES.

File No. 8 of 1905-06.

Modification of Form C to be filled in by Magistrates sending lunatic patients for medical observation.

From the Inspector-General of Prisons in Mysore, No. G. 32, dated 21st July 1905.

Requests to direct the Magistrates who send in lunatic patients for medical observation to fill in Form C as modified.

Submitted with a draft reply. The matter has already been decided once for all in Government Letter No. 322—J. 39, dated the 8th July 1897 and it is not known whether the Senior Surgeon wants to have that order cancelled.

S. N.

29-7-05.

2. The communication of July 1897 related to the reception of Civil and Military Station lunatics, and so is not entirely in point though, of course, the arrangement therin contemplated would be affected by the present proposal.

3. Merely ask the Senior Surgeon to explain more fully the reasons for the modification proposed; observe that a Magistrate would *prima faci* be in a less favourable position for scrutinising the past history and present mental condition of a suspected lunatic than a medical man qualified in the theory of mental disease and having the patient under his careful observation for a length of time. Ask if the duty sought to be cast on Magistrates finds an analogue in any of the British Indian Administrations; and if so, that the rules or orders of such administrations in the matter may be quoted.

4. Whether the mere sending of a suspected lunatic to the Asylum, in most cases in his own interests, would involve branding him with a stigma is not altogether a medical question; and the Government would reserve their own opinion on it for the present.

K. S. CHANDRASEKHARA AIYAR,

29-7-05.

5. Submitted with a draft as directed.

S. N.

29-7-05.

K. S. C.

29-7-05.

6. Passed.

B. K. VENKATAVARADA IYENGAR.

31-7-05.

2. To the Senior Surgeon and Sanitary Commissioner in Mysore, letter No. J. 351, Pris. 8-2, dated 2nd August 1905.

Observes that a Magistrate would be in a less favorable position for scrutinising the mental condition of a suspected lunatic than a medical man and enquires whether there is any analogy in the British Indian Administrations for the duty sought to be cast on the Magistrates.

3. From the same Officer, Letter No. G. 113, dated 16th August 1905.

States that Form C as sent to Government is so modified that all matter necessitating medical knowledge is eliminated and indicates only that the Magistrate has made all due enquiries before sending the individual to the Asylum; and further states that the Magistrates in British India do not send persons who are not certified lunatics to Lunatic Asylums and consequently the modified form C is unnecessary in British India.

7. I am still not sure that the particulars required to be given by the revised form are not such as would more properly be furnished by a medical officer than by a Magistrate. See, for instance, items 10, 11, 12, 14, 16, 17 & 18.

8. Before passing final orders, perhaps it would be as well to consult District Magistrates and the Chief Court of Mysore.

21. - Draft may be passed.

C. MADIAH.
5-1-06.

22. This is as much a judicial matter as that of jail. If the 1st Councillor agrees in this view, the draft may be kindly submitted through him.

P. N. KRISHNA MURTI.
7-1-06.

23. Draft resubmitted to the Dewan Saheb through the 1st Councillor.

B. K. VENKATAVARADA IYENGAR.
9-1-06.

24. I am not sure that the proposed revised form is really called for. To the enquiry proposed however, as per draft, I agree.

B. K.
10-1-06

C. SRINIVASIENGAR,
10-1-06.

14. To the Senior Surgeon and Sanitary Commissioner, the Magistrates of the Districts and the Registrar of the Chief Court, Government Order No. J. 2008-17, dated 22nd January 1906.

Makes certain observations as regards the above form C and calls for some additional information from the Senior Surgeon.

15. From the Senior Surgeon and Sanitary Commissioner, No. J. 780, dated the 20th April 1906.

Forwards letter No. 359, dated the 17th April 1906, from the Medical Officer in charge of Lunatic Asylum, Bangalore, furnishing information regarding the modification of Form C concerning lunatics, to be filled up by Magistrates.

25. Submitted. The Senior Surgeon's letter gives all the information asked for in Serial No. 14. The Senior Surgeon states that, even in the case of persons dealt with by Magistrates in Bangalore, the reception of supposed lunatics into the Asylum without certain documents (Forms I and II and A and C) is illegal, and that, if it is the pleasure of Government to alter the rule and require supposed lunatics from Bangalore City to be sent to the Lunatic Asylum merely for observation, an order may be issued to that effect. The details which were required to be furnished under the heads " 12. Habits and disposition " and " 14. Natural affection perverted or not" together with some practical examples have also been given.

26. The Senior Surgeon further recommends that another column be added to Form II for " number and kind of property on the person and the address of the relatives, if any " of the lunatic when he is sent to the Asylum, that the heading of column 15 be altered to " At whose cost the patient is to be maintained while in the Asylum, and if at private cost to whom the bill for maintenance, etc., should be sent " and that the Magistrates be requested to fill up these two columns along with the first ten columns in Form No. II as per Rules 3 and 6 for the reception and detention of lunatics notified in July 1874.

Submitted for orders.

K. H. R.
2-5-06.

S. N.
2-5-06.

27. The Senior Surgeon's present letter may be forwarded to the Registrar of the Chief Court and District Magistrates for opinion.

K. S. CHANDRASEKHARA AIYAR,
8-5-06.

28. Yes.

B. K. VENKATAVARADA IYENGAR,
14-5-06.

29. Draft submitted.

K. H. R.
16-5-1906.

N. N.
16-5-1906

30. Passed.

B. K. VENKATAVARADA IYENGAR.
16-5-06.

16. To the District Magistrates and the Registrar of the Chief Court of Mysore, No. J. 3266-74, dated 23rd May 1906.

Forwards the above and requests them to favor Government with their opinion on the modifications suggested by the Senior Surgeon.

17. Letter No. 8002-407, dated 30th May 1906, from the Registrar of the Chief Court.

States that the modified form may be adopted and requests that, if any further alterations are intended to be made in the rules, a draft thereof may be forwarded to him.

18. Letter No. 593, dated 23rd June 1906, from the District Magistrate, Chitaldrug.

Invites reference to the opinion already given as to the modification of Form C and states that the same as well as alterations in, and additions to, Form II may be adopted.

19. From the District Magistrate, Hassan, No. 1125—S, dated 23rd June 1906.

Same as serial No. 18.

20. From the District Magistrate, Shimoga, No. 92—64, dated 23rd July 1906.

States that the modifications suggested in Form C may be adopted.

21. From the District Magistrate, Kadur, No. 242, dated 15th September 1906.

States that as already opined the modifications suggested by the Senior Surgeon may be conveniently adopted.

22. From the District Magistrate, Bangalore, No. S. 377, dated the 1st November 1906.

States that of the Assistant Commissioner Magistrates whom he has consulted in the matter, two are in favor of the modifications, while two others, one of whom happens to deal with a greater number of these cases, are against the proposed modifications; and that he is of opinion that information now required can be of little assistance and would in the majority of cases be unreliable.

23. From the District Magistrate, Tumkur, No. 522, dated 3rd December 1906.

Approves of the Senior Surgeon's suggestions.

24. From the District Magistrate, Kolar, No. 5405—274, dated 24th January 1907.

States that he does not see any objection to the introduction of the modified form.

25. From the District Magistrate, Mysore, No. 725, dated 11th April 1907.

States that the Form C as modified by the Senior Surgeon may be introduced.

31. Under Rules 3 and 4 of the rules relating to the reception and detention of prisoners in the Lunatic Asylums in the State published with Chief Commissioner's Notification No. 141, dated the 31st July 1874, it is incumbent on every Magistrate, before whom any person who is deemed to be a lunatic is brought, to satisfy himself, after inspecting the person and making such enquiry, as may be necessary, that he is a fit person to be detained in a Lunatic Asylum and then to forward him, having detained him only so long as may be necessary, for the purpose of enquiry, to a Lunatic Asylum together with an order in Form No. I and a statement of such of the particulars mentioned in the first ten of the 16 columns of Form II appended to the said rules. These rules do not thus make any mention of any such thing as Form C. There is a Form C prescribed by the Madras rules and adopted by the Civil and Military Station, Bangalore, containing almost the same headings as Form II, and it is this perhaps the Senior Surgeon refers to. The Form C seems, however, to have been prescribed departmentally and it has accordingly been the practice in some of the moffusil districts for the District Medical and Sanitary Officer, before whom persons alleged to be of unsound mind are sent by Magistrates for observation, to fill such form and sent it on to the Magistrate concerned with a Medical Certificate Form A as in Madras (this seems to be also an innovation not having any sanction) with the lunatic, who is, thereafter, forwarded to the Lunatic Asylum by the Magistrate with these Forms, *viz.*, I, II, A and C. The Senior Surgeon wants the Form C to be modified and all the columns thus modified to be filled in by the Magistrates. In this case Form II which also contains almost the same headings will become superfluous and therefore may be replaced by Form C. In any case the sanction of the Government of India would seem to be required for this being done, as also to the change of heading proposed in Column 15 of Form II, as this is one of the rules having the force of law and appended to the instrument of transfer. The Senior Surgeon has also laid down the procedure that should be followed by the mofusil Magistrates and states that Magistrates in Bangalore should be made to follow the same procedure. In the case of private persons, he is of opinion that Forms A, B and C as in Madras and an indemnity bond for securing payment for maintenance from the relatives or friends who desire the patient to be treated in the Asylum are necessary. Form B is also new and is one prescribed by Madras rules.

32. The Senior Surgeon states that the rules in force in Bangalore as regards pauper patients dealt with by Magistrates are the same as those in force in Madras. This may be so as regards lunatic persons of Civil and Military Station. He does not seem to be right in applying this to the pauper patients of the Bangalore City.

33. The Senior Surgeon has also given instances of what a Magistrate may enter under modified columns 12 and 14.

34. The District Magistrates, with the exception of that of Bangalore, see no objection to the modified Form C being adopted. But the Senior Surgeon's proposals do not aim at the

modification of Form C only. The introduction of Form B and indemnity bond in the case of private persons has also to be considered.

Submitted for orders.

T. K. S.
17-4-07.

S. N.

18-4-07.

35. I think the procedure suggested by the Senior Surgeon may be approved. Almost all the District Magistrates are in favor of it.

36. Will Mr. Rajagopalachar put up a draft order?

K. MATTHAN.
18-4-07.

37. There are one or two points in the Senior Surgeon's last letter which require elucidation. Issue the draft put up.

K. MATTHAN,
3-5-07.

26. To the Senior Surgeon and Sanitary Commissioner, No. J. 3374, dated 3rd May 1907.

Requests information as to the place to which supposed lunatics in the Bangalore City are sent by Magistrates for medical observation prior to the issue of an order for detention in a Lunatic Asylum and as to the number and date of the Government Order sanctioning the adoption into our Lunatic Asylums of the rules in force in Madras.

27. From the Senior Surgeon, etc., No. G. 1059, dated 17th June 1907.

Forwards copy of a letter from the officer in charge of the Lunatic Asylum stating that the Lunatic Asylum at Bangalore is the place to which supposed lunatics of the Bangalore City are sent for observation prior to the issue of an order for detention and that there is no distinct order sanctioning the adoption of the Madras Rules.

38. The Senior Surgeon refers to certain correspondence passed between him, the Government and the Residency. But para 3 of the Residency letter quoted will show that the Madras rules had to be legalized, which has not yet been done. Further, Government Proceedings of September 1895 will show that the Madras Rules were meant to be applicable only to lunatics of the Civil and Military Station.

T. K. S.
19-6-07.

S. N.
19-6-07.

39. In his first communication, dated 21st July 1905, the Senior Surgeon recommended that Form C as modified by him should be filled in by the Magistrate as he is more likely to obtain all the information required than the Medical Officer and should be sent along with the patient for observation and report. This proposal was approved by most District Magistrates and by the Chief Court. In his further communication dated 21st April 1906, the Senior Surgeon made some further recommendations. One of the recommendation was to assimilate the procedure at Bangalore City with that obtaining in the rest of the province. There is something to be said for uniformity of procedure as regards lunatics in the Asylum. One distinction between Bangalore City and the mofusil is that in Bangalore, the patient has to be sent to the Lunatic Asylum alone—this is the practice—for observation and report. It may be thought that it is a simpler procedure to allow the Magistrate at Bangalore City to adjudge a patient as lunatic on some medical evidence and to send him once for all to the Lunatic Asylum. The advantage of the course proposed in the Senior Surgeon's second communication lies in the fact that the Magistrate need only send such persons as are certified by experts to be lunatics to the Lunatic Asylum.

Apart from uniformity of procedure, the Senior Surgeon's proposal seems to be reasonable. The Senior Surgeon also proposes some addition to the headings of Form No. II appended to the Chief Commissioner's Notification. These may be approved. The effect of rules being made in accordance with the above proposals will be to legalise the practice now observed in the Lunatic Asylum. This practice is based on the Madras Medical Code and, though not distinctly sanctioned by Government, has been followed in the Asylum. The rules herewith put up are so framed as not only to give effect to the Senior Surgeon's proposals but also to legalise existing practice. It is a question whether these rules require the sanction of the Government of India. The present are merely rules in *addition* to those prescribed in the Chief Commissioner's Notification and do not repeal or modify the rules under the notification nor are they inconsistent therewith. The only interference with those rules consists of the *addition* of another heading (Col. 16) and of some words to Col. 15 of Form II. It is submitted, therefore, that Government of India sanction is not necessary. The proposals may be approved.

Draft order submitted.

S. P. RAJAGOPALACHARI,
24-6-07.

40. I agree. Submitted to 1st Councillor.

C. S. BALASUNDARAM IYER,
29-6-07.

41. The draft may be approved.

T. ANANDA RAO,
1-8-07.

42. Circulate to Council,

C. S. BALASUNDARAM IYER,
1-8-07.

43. May be approved.

K. P. PUTTANNA CHETTY,
3-8-07.

To Dewan after circulation.

C. S. BALASUNDARAM IYER,
3-8-07.

Submitted to His Highness.

44. These papers relate to certain additions proposed by the Senior Surgeon to the existing rules regarding the reception and detention of Lunatics in Asylums.

45. The rules now in force in Mysore are those contained in the Chief Commissioner's Notification No. 141, dated 31st July 1874. Under these rules, a Magistrate directing a supposed lunatic to be detained in an Asylum has, before doing so, to satisfy himself that he is a fit person to be so detained; and in moffussil places where no Asylums have been established, the Magistrate has, under Section 5 of the Rules, to keep the supposed lunatic under the observation of a Medical Officer and take some medical evidence to show that such a person is a lunatic.

46. Certain departmental forms have been prescribed for use by medical officers when supposed lunatics are sent to them for observation.

47. In July 1905, the Senior Surgeon proposed that Magistrates sending supposed lunatics for observation by medical officers should be required to fill up and send to the medical officer, along with the supposed lunatic, departmental From C (Medical History Sheet) with certain modifications suggested by him. The Senior Surgeon proposes this both with a view to ensure a full enquiry by the Magistrate into the previous history and the state of mind of the supposed lunatic, and also because it is difficult for a medical officer to obtain the information required to fill in form C. The procedure which he proposes is clearly explaind in his letter No. 359, dated the 17th April 1905, in which he also suggests that Magistrates in Bangalore should be required to send a supposed lunatic for observation at the Asylum before finally ordering such supposed lunatic's detention at the Asylum. He also says that when a private patinet is admitted to the Asylum at the request of his friend or relative, an application in Form B and an indemnity bond for securing payment for the maintenance of the patient hould also be obtained. Some slight modifications in the heading of Form II prescrid d by he Chief Commissioner's Notification of 1874 are also suggested.

48. The Senior Surgeon's recommendation about Magistrates being required to fill in dhe modified Form C is concurred in by the majority of the District Magistrates and the Judges of the Chief Court.

49. The instructions now proposed to be issued are contained in the accompanying raft order which has been approved by both the Councillors. The proposed order does not n any way modify or cancel the existing rules, but merely contains additional instructions and does not require the sanction of the Government of India.

50. The draft order may be approved.

V. P. MADHAVA RAO,
4-12-1907.

Order.

52. Approved.

K. R. W.,
His Highness the Maharaja

50. Issue.

C. S. BALASUNDARAM IYER,
9-12-1907.

28. *Government Proceedings No. J. 12130-39, dated the 16th January 1908, to the Senior Surgeon and Sanitary Commissioner in charge of the Lunatic Asylum, the District Magistrates and the Registar of Chief Court.*

Prescribes further rules for the guidance of Magistrates in the matter of the reception and detention of lunatics in Asylums in the State.

9. Put up a draft Official Memorandum sending copies of correspondence, including our letter of 2nd August 1905.

K. S. CHANDRASEKHARA AIYAR,
21-8-05.

10. Submitted with a draft as directed.

S. N.
22-8-05.

K. S. CHNADRASEKHARA AIYAR.
22-8-05.

11. Passed.

B. K. VENKATAVARADA IYENGAR.
23-8-05.

4. *To the District Magistrates and the Registrar of the Chief Court in Mysore. Memorandum No. J. 619-27—Pris. 8-4, dated 28th August 1905.*

Forwards the above correspondence for submitting their respective opinion in the matter.

5. *From the District Magistrate of Tumkur, Letter No. 254, dated 5th September 1905.*

States that a greater part of the particulars required by the modified form may be easily filled in by the Magistrate in his enquiry and that it is not advisible to insist on the Magistrates giving all the information required by the form.

6. *From the Registrar, Chief Court, No. 1750—77, dated 11th September 1905.*

States that the proposed form, which seems to be a modification of form No. II prescribed under the Rules for the reception and detention of lunatics in Notification No. 141, dated 31st July 1874, may be adopted as ensuring satisfactory enquiry by Magistrates, that it is understood that they are required to give as much information as they can elicit in their enquiry, and that headings 12 and 14 of the proposed form must be made clear so as to make the Magistrate understand precisely what details he is asked to give.

7. *From the District Magistrate of Chitaldrug, No. 186, dated 23rd September 1905.*

States that a Magistrate shall have no difficulty in filling the proposed form with the aid of a medical man and that therefore it may be adopted.

8. *From the District Magistrate of Shimoga No. 360-272, dated 30th September 1905.*

Recommends the modified form on condition that the Magistrate may furnish only such information as he can get.

9. *From the District Magistrate, Kadur, No. 283, dated 5th October 1905.*

States that the modified form may convinently be adopted.

10. *From the District Magistrate of Mysore, No. 495, dated 11th November 1905.*

States that all the particulars other than those required by items 10, 12, 14 and 18, of the proposed form may be ascertained by a Magistrate and that a form with such particulars as Government deem fit may be adopted to secure uniformity of practice.

11. *From the District Magistrate of Hassan, No. 494—S., dated 13th November 1905.*

Favors the proposal, provided that the original form C (including the headings requiring medical knowledge) be still prescribed for medical officers furnishing their opinion to Magistrates who send suspected lunatics for observation, and states that in order to avoid confusion this form may be substituted for form No. II of Notification 141, dated 31st July 1874, and that columns 11—16 thereof may be added to the new form for being filled in after admission of the lunatic into the Asylum.

12. *From the District Magistrate of Kolar, No. 270, dated 7th December 1905.*

Favors the existing practice whereby Magistrates are required to fill in form II prescribed under Notification referred to above and states that Form II contains some of the salient points of information required by the modified form proposed.

13. *From the District Magistrate of Bangalore, No. 515, dated 15th December 1905.*

States that the particulars required by the proposed form can be had by the Magistrates only by enquiry of persons related to or knowing the lunatic and that if the medical officers have neither the power nor the facilities to conduct the enquiries and ascertain the particulars, the proposed form may be adopted and the Magistrate required to fill up the form wherever possible.

12. The form which Magistrates sending lunatics to Asylums, were originally required to fill up is Form No. II issued under Notification No. 141, dated 31st July 1874, and of which only the 1st ten columns are required to be filled up by them. This Form, No. II, was afterwards modified by another departmental form, form C. It is this form which the Senior Surgeon wants further to modify. The opinion of the District Magistrates and the Registrar of the Chief Court were called for regarding the proposed modification.

13. Of these, the District Magistrate of Kolar favors the existing practice; whereas the District Magistrate of Kadur says that the proposed Form may conveniently be adopted. The Registrar of the Chief Court and the District Magistrate of Shimoga, Mysore and Tumkur state that the form may be adopted, the Magistrate being required to give as much information as he can elicit in the course of his enquiry. The Registrar, Chief Court, further states that columns 12 and 14 must be made clear so as to make the Magistrates understand what information they are required to give. The District Magistrate of Chitaldrug recommends the proposal on the ground that the form proposed can be easily filled up by a Magistrate with the aid of a Medical Officer. The District Magistrate, Bangalore, states that if the Medical officer has neither the power nor the facilities to conduct the enquiries and ascertain the particulars, the Magistrates may be required to fill up the items wherever possible. The District Magistrate of Hassan recommends the proposal, provided (1) that the original form C with the headings requiring medical knowledge is still prescribed for medical officers furnishing their opinion to Magistrates and (2) that this from is substituted for form No. II referred to above.

14. It appears from the different letters received, diverse has been the practice in different districts; and the District Magistrate of Mysore states that a form with such headings as Government deem fit may be prescribed to ensure uniformity of practice.

Submitted for orders.

M. L.
20-12-05.

S. N.
22-12-05.

15. The reports received from the District Magistrates of Kolar, Mysore, Hassan and Chitaldrug show that in the mofussal districts, the Magistrates do as a rule place persons deemed to be lunatics brought before them under the observation of the local medical officers and take medical evidence are required under rule 5.

16. The reports of the District Magistrates of Kolar and Hassan further shew that the mofussal medical officers under whose observation such persons are placed are required by departmental rules to furnish the Magistrates with reports in Form C.

17. The mofussal practice here is thus the same as the Madras practice referred to by the Senior Surgeon. The Magistrates may be required to send to the Lunatic Asylum, if they do not already do so, the medical officer's certificate in Form C, in addition to the Forms I & II prescribed by the rules.

18. It is only in the case of persons dealt with by Magistrates at Bangalore that recourse is not had to previous medical observation, as under rule 3 the Magistrates at Bangalore can send the persons direct to the Lunatic Asylum after the necessary enquiry. The District Magistrate of Bangalore (who is also one of the official visitors of the Asylum) says that no instances of imperfect enquiries or injury suffered by any body as a consequence, has ever come to his notice.

19. The above may be communicated to the Senior Surgeon and he may be asked to state—

(1) Whether in the case of persons dealt with by Mofussal Magistrates it is not sufficient to direct the Magistrates to transmit the medical officer's report in the departmental Form C to the Lunatic Asylum in addition to Forms I & II; and

(2) Whether in the case of persons dealt with by Magistrates at Bangalore it is necessary to provide for their observation elsewhere than in the Asylum and by a medical officer other than the officer in charge of the Asylum (—) a course not contemplated in the rules; and if this is not considered necessary and it is only desired that the Magistrates should elicit material particulars as in the new form C and communicate the same to the officer of the Asylum, what are the details (some practical examples of these being kindly given) which are required to be furnished under the heads "12 Habits and disposition" and "14 Natural affection perverted or not." (*Vide* letter of the Chief Court.)

B. RAMASWAMI IYENGAR,
23-12-05.

Submitted to the Secretary with a draft of order,

B. RAMASWAMI IYENGAR.
29-12-05.

20. Draft submitted to the Dewan Saheb through the 2nd Councillor.

B. K. VENKATAVARADA IYENGAR.
3-1-06.

Proceedings of the Government of His Highness the Maharaja of Mysore, Prisons, dated January 1908.

Modification of Form C. to the filled in by Magistrates sending in lunatic patients for medical observation.

FILE No. 8 of 1905-06.

Letter No. G. 32, dated Bangalore, 21st July 1905, from the Offg. Senior Surgeon and Sanitary Commissioner with the Government of Hts Highness the Maharaja of Mysore.

I have the honor to forward for favour of early orders of Government being obtained, the accompaying letter No. 486, dated 28th June 1905, in original, from the Senior Surgeon in charge Lunatic Asylum, Bangalore, together with 2 enclosures, requesting to direct the Magistrates sending in lunatic patients for observation, to fill in Form C modified. Serial No. 1.

Enclosure to Serial No. 1, from Lt. Col. J. Smyth, M.D., I.M.S., Senior Surgeon and Sanitary Commissioner in charge, Lunatic Asylum, Bangalore, No. 486, dated 28th June 1905.

I have the honor to request that you will be good enough to address the Government to direct Magistrates sending in patients for observation to fill in Form C modified as per copy attached. The present method of sending them in, is very unsatisfactory. It is no light thing for a man to go branded with the stigma of insanity by sending him for observation to a Lunatic Asylum, and such a procedure should never be carried out till the Magistrate has thoroughly satisfied himself as to the condition of the individual concerned.

PARTICULARS TO BE SENT ALONG WITH THE PERSON FOR OBSERVATION.

1. Name.
2. Age.
3. Sex.
4. Married or single.
5. Number of childern.
6. Occupation.
7. Where born and residence.
8. Religion.
9. Whether first attack, and duration of present attack.
10. Cause.
11. Whether hereditary or otherwise.
12. Habits and disposition.
13. Degree of education.
14. Natural affection, perverted or not.
15. Evidence of insanity as ascertained from the relatives or the Police.
16. Dangerous to self or others or epileptic.
17. Previous treatment.
18. State of bodily health.
19. Any injuries from violence.

Bangalore.

The 190 Magistrate.

FORM C.

1. Disease.
2. Name.
3. Age.
4. Sex.
5. By whom sent.
6. Date of admission.
7. Temperament.
8. Married or single.
9. Number of children.
10. Occuption.
11. Where born and residence.
12. Religion.

Proceedings of the Government of His Highness the Maharaja of Mysore, Prisons, dated January 1908.

Modification of Form C to the filled in by Magistrates sending lunatic patients for Medical observation.

13. Whether first attack, and duration of present attack.
Moral.
14. Caus
Physical.
15. Whether hereditary or otherwise.
16. Habits and disposition.
17. Degree of education.
18. Natural affection perverted or not.
19. Evidence of insanity.
20. Form of insanity.
21. Dangerous to self or others.
22. Certificates.
23. Previous treatment.
24. State of bodily health.
25. Any injuries from violence

No. J. 351—Pris. 8-2, dated 2nd Augnst 1905, to the Senior Surgeon and Sanitary Commissioner with the Government of Mysore.

With reference to you letter No. G. 32, dated the 21st July 1905, requesting that the Magistrates sending lunatics for observation may be required to fill up Form C as modified, I am directed to observe that a Magistrate would *prima facie* be in a less favourable position for scrutinizing the past history and the present mental condition of a suspected lunatic than a Medical man qualified in the theory of mental diseases and having the patient under his careful observation for a length of time, and to request you therefore to kindly explain more fully the reasons for the modification proposed. Serial No. 2

2. I am to enquire whether the duty sought to be cast on Magistrates finds analogy in any of the British Indian Administrations and if so to request that the rules or orders of such Administrations on the subject may be kindly obtained and forwarded for reference.

3. Whether the mere sending of a suspected lunatic to the Asylum, in most cases in his own interests, would involve branding him with a stigma is not altogether a Medical question and the Government would reserve their own opinion on it for the present.

No. G. 113, dated 16th August 1905, from the Officiating Senior Surgeon and Sanitary Commissioner with the Government of His Highness the Maharaja of Mysore, Bangalore.

With reference to your No. J. 351—Pris. 8-2, dated 2nd August 1905, I have the honor in reply to say that Form C as sent to Government is so modified that all matter necessitating medical knowledge is eliminated. Magistrates at present forward persons to the Asylum for observation and report on the regular Form C which ought to filled by a Medical Officer, or with no form at all. I therefore suggested the modified form and that it should be filled in by the Magistrate in all cases sent for observation to indicate that the Magistrate had made all due enquires before sending the individual to the Asylum. Serial No. 3

2. As to the query in your para 2, Magistrates in British India do not send persons who are not certified lunatics, to Lunatic Asylums; consequently the modified Form C which I have proposed is unnecessary in British India.

No. J. 619-27—Pris. 8-2, dated 28th August 1905, to the District Magistrates and the Registrar of the Chief Court of Mysore.

Copy of the marginally noted correspondence with the Senior Surgeon, regarding the proposed modification of Form C to be filled up by the Magistrates sending lunatics for Medical observation, are forwarded to District Magistrates (and the Registrar of of the Chief Court of Mysore) with a request that they [he] will kindly favour Government with their opinion (the opinion of the Chief Court) in regard to the adoption of the modification proposed by the Senior Surgeon. Serial N. 4

1. No. G. 32, dated 21st July 1905, from the Senior Surgeon in Mysore.
2. No. J. 351—Pris. 8-2, dated 2nd August 1905, to the Senior Surgeon and Sanitary Commissioner.
3. No. G. 113, dated 16th August 1905, from the Senior Surgeon and Sanitary Commissioner.

Proceedings of the Government of His Highness the Maharaja of Mysore, Judicial (Prisons), dated January 1908.

Modification of Form C to be filled in by Magistrates sending lunatic patients for Medical observation.

No. 254, dated 5th September 1905, from the District Magistrate, Tumkur District.

Serial No. 5.

I have the honor to acknowledge your No. J. 619-27—Pris. 8-2, dated 22nd—28th August 1905, and its enclosures of correspondence with the Senior Surgeon regarding the transmission of lunatics to the Asylum.

2. The modified form of statement as proposed by the Senior Surgeon is easily filled in as the greater part of those particulars are enquired into by a Magistrate before he sends the man in question to the Lunatic Asylum. But there should be no necessity to furnish the officer in charge of the Asylum with a record of the Magistrate's enquiry as a Magistrate can always be reckoned upon to know and appreciate the gravity of his procedure.

3. And further when it so happens that a few of the columns cannot be filled in by the Magistrate the officer in charge of the Asylum might refuse to receive the lunatic and there might occur lengthened correspondence between him and the Magistrate; and the lunatic himself might be kept trotting between the Court and the Asylum—a process calculated to make him worse and not better.

No. 1750—77, dated 11th September 1905, from the Registrar of the Chief Court of Mysore.

Serial No. 6.

Referring to your memorandum No. J. 619-27—Pris. 8-2, dated the 28th ultimo, I am directed to state that under the rules for the reception and detention of lunatics (Chief Commissioner's Notification No. 141, dated 31st July 1874), Magistrates sending persons alleged to be lunatics to the Asylum, after holding an enquiry, send them with Forms Nos. I and II. Only the first ten columns of Form No. II appear to be meant to be filled up by the Magistrate.

Form C referred to by the Senior Surgeon is not provided for by the rules. Perhaps it is a departmental form subsequently adopted. The Senior Surgeon's proposal seems to be one for modifying Form No. II so as to give some additional information and to ensure a satisfactory enquiry by the Magistrate and in this view it may be adopted. It has of course to be clearly understood that the Magistrate will give the information required only if he is able to elicit it in his enquiry.

I am to add that of the headings, 12 and 14 of the proposed Form C are not sufficiently clear. The Senior Surgeon should be asked to make them clearer so that a Magistrate may be able to understand precisely what details he is asked to give.

No. 186, dated the 23rd September 1905, from the District Magistrate, Chitaldrug.

Serial No. 7.

Adverting to your official memo No. J. 619-27, dated 28th August last, forwarding copy of correspondence ending with Senior Surgeon and Sanitary Commissioner's letter to Government No. G. 113, dated the 16th idem, and calling for the expression of District Magistrates' opinion on the subject of adopting the proposed modification of Form C to be filled up by the Magistrates in sending lunatics for Medical observation, I have the honor to state that under Section 5 of the Lunatics Rules framed under late Chief Commissioner's Notification No. 141, dated the 31st July 1874, a Mofussil Magistrate dealing with a lunatic is required, before sending such person to the Lunatic Asylum, to take sum medical evidence to show that such person is a lunatic. I am of opinion, therefore, that such Magistrate shall have no difficulty in filling the proposed form with the help, if necessary, of the Medical Officer under whose observation the lunatic is placed,

2. For these reasons, I beg to recommend the adoption of the proposed revised Form C.

No. 369—272, dated 30th September 1905, from the District Magistrate, Shimoga.

Serial No. 8.

With reference to your official memorandum No. J. 619-27—Pris. 8-2, dated 23th ultimo, forwarding for my opinion copies of the correspondence regarding the adoption of the proposed modification of Form C to be filled up by the Magistrates sending lunatics for medical observation, I have the honor to state that the modified form may be adopted, but it should be open to the Magistrate to furnish only such of the information as he can get and not more.

Proceedings of the Government of His Highness the Maharaja of Mysore, Judicial (Prisons), dated January 1908.

Modification of Form C to be filled in by Magistrates sending lunatic patients for Medical observation.

No. 283, dated Camp Mysore, 5th October 1905, from the District Magistrate, Kadur District.

With reference to your docket No. J. 619-27—Pris. 8-2, dated 28th August 1905, I have the honor to state that at present Magistrates send lunatics to the Asylum for Medical observation, with a statement of the particulars mentioned in the first ten columns of the enclosed Form No. II prescribed by Rule 3 of the rules issued under Government Notification No. 141 of the 31st July 1874, and which is presumed to be the one referred to as Form C by the Senior Surgeon. I am of opinion that the modified form now proposed by the Senior Surgeon may be conveniently adopted in lieu thereof. Serial No. 9.

No. II—Register of persons received in the Lunatic Asylum at—

Number	Name of patient in full	Sex and age, whether married, single or widowed	Condition of life and previous occupation, and also the religious persuasion as far as known	Previous place of abode	Whether this is the first attack and age, if known on first attack	When and where previously under care and treatment	Whether subject to epilepsy, suicidal or dangerous to others, etc.	Duration of attack and supposed cause	Whether any member of patient's family has been, or is affected with insanity	Date of admission into the Asylum	Particulars and dates of the authority for admission, i.e., of order of any Magistrate or application of Civil Courts and section of the rules under which admitted	Opinion of the Medical Officer in charge of the Lunatic Asylum on admission of the patient	How disposed of, and date	At whose cost the patient was maintained while in the Asylum	Remarks
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16

No. 495, dated 11th November 1905, from the District Magistrate, Mysore.

Adverting to your official Memorandum No. J. 619-27—Pris. 8-2, dated the 28th August 1905, and subsequent reminder thereon regarding the proposed modification of the form to be filled up by Magistrates in sending lunatics for medical observation, I have the honor to state that the only procedure prescribed in the matter is that contained in the rules published in Notification No. 141, dated the 31st July 1874. In the Form No. II prescribed therein, a Magistrate has to fill in the first ten columns and send it along with his order. It is not understood what the Form C, referred to is. Serial No. 10.

Modification of Form C to be filled in by Magistrates sending lunatic patients for Medical observation.

2. Looking to the particulars prescribed by the Senior Surgeon, I think it is not easy for a Magistrate to ascertain items Nos. 10, 12, 14 and 18. A medical man is more competent to ascertain the cause, and state of bodily health, etc. The other particulars can, I think, be ascertained by a Magistrate.

3. The practice so far as this district is concerned is that a Magistrate before ordering a person to be sent to the Lunatic Asylum invariably consults a Civil Surgeon or other Medical Officer as to the supposed lunacy or otherwise of the person to be so ordered.

A form with such particulars as the Government deem fit to prescribe may be adopted to secure uniformity of practice.

No. 494—S. dated 13th—15th November 1905, from P. R. W. Wetherall, Esq., District Magistrate, Hassan.

Serial No. 11

With reference to your Official Memorandum No. J. 619-27—Pris. 8-2, dated 28th August 1905, forwarding copies of certain correspondence and headings of the proposed new Form C for the purpose of being filled in by Magistrates to accompany lunatics sent to the Lunatic Asylum and requesting opinions of District Magistrates in regard to the adoption of the modifications proposed by the Senior Surgeon, I have the honor to submit that the old Form C was not prescribed for adoption by Magistrates under the Lunatic Rules published under Chief Commissioner's Notification No. 141, dated 31st July 1874, and modified by Government Notification No. 196, dated 4th August 1891.

2. A reference was therefore made to the District Medical and Sanitary Officer, Hassan, who furnished the headings of the old Form C. Hence it is presumed that Form C was originally prescribed in the Medical Department for being filled in and furnished to Magistrates by Medical Officers to whom persons were sent by Magistrates for observation prior to orders being passed by Magistrates directing such persons to be sent to the Lunatic Asylum.

3. The Senior Surgeon proposes that this Form C with modified headings (after elimination of all headings requiring medical knowledge) be prescribed for adoption by Magistrates for forwardal along with lunatics to the Lunatic Asylum at Bangalore.

4. I am in favor of the Senior Surgeon's proposal provided that the original Form C (including the headings requiring medical knowledge) be still prescribed for Medical Officers furnishing their opinions to Magistrates who have sent persons to them for observation as alleged lunatics. This would, as heretofore, aid Magistrates in their enquiries under the rules.

5. To obviate confusion I would suggest that the headings of the modified form proposed by the Senior Surgeon be substituted for the existing prescribed Form II appended to the Lunatic Rules and called Form II, columns 11 to 16 of the old Form II, being added for being filled in after admission of the lunatic into the Asylum.

No. C. 270, dated 7th December 1905, from the District Magistrate, Kolar District.

Serial No. 12

With reference to your Official Memorandum No. J. 619-27—Pris. 8-2, dated 28th August 1905, forwarding copies of correspondence regarding the proposed modification of Form "C" to be filled up by the Magistrates when sending lunatics for medical observation and asking for my opinion in regard to the adoption of the modification proposed by the Senior Surgeon and Sanitary Commissioner in Mysore, I have the honor to state as follows:—

2. Lunatics may be classified under two heads, *viz.*:—

(1) Lunatics accused of an offence.

(2) Lunatics who are reported to be dangerous or incapable of taking care of themselves.

3. Chapter XXXIV of the Criminal Procedure Code lays down the procedure to be adopted in dealing with lunatics who are accused of an offence and the Magistrates have to strictly conform to the rules of evidence and procedure therein laid down before sending the accused lunatic to the Government Asylum for confinement and observation. In their case, the Form "C" under advertence does not appear to be applicable and if I read the reference of the Senior Surgeon aright, it would appear to refer only to the 2nd class of lunatics mentioned above.

Modification of Form C to be filled in by Magistrates sending lunatic patients for Medical observation.

4. The lunatics of the latter class to whom Form "C" is applicable are dealt with under the rules published in the late Chief Commissioner's Notification No. 141, dated 31st July 1874, published at page 204 of the *Mysore Gazette* dated 8th August 1874. The Police place such persons before a competent Magistrate for orders when they apprehend on specific complaints or general information that the lunatic is likely to prove either dangerous to himself or to the public or is incapable of taking care of himself. The Magistrate makes necessary enquiries and forwards the patient to the Medical Officer, who examines him and if he is found to be a fit person for treatment and observation in the Lunatic Asylum, certifies to that effect and fills up the Medical Forms "A" and "C" prescribed for the purpose. The patient is then forwarded to the Asylum by the Magistrate with necessary entries in Forms I and II attached to the Chief Commissioner's notification referred to above. This simple procedure now in vogue has not formed the theme of complaint by the public in that it affords facility to brand the patient with the stigma of insanity and it should be remembered that the patient and his relations are themselves responsible for the situation. In all cases in which the relations of the patient undertake to take charge of him on a proper assurance of safety to the public and to himself, he is delivered over to their custody. It is only in cases where such a procedure is not possible or expedient that the patient is forwarded to the Lunatic Asylum.

5. On looking into the modified Form "C" which does not materially differ from the one now in use, the information required in the first nine columns may no doubt be within the easy reach of the Magistrate and accurately ascertainable by him; but the information required in the remaining ten columns is of such a nature that a medical man would be in a more favorable position than a Magistrate to judge the statements made regarding them, by virtue of his professional knowledge and scientific training, as observed by Government in their letter No. 351—Pris. 8-2, dated 2nd August 1905, to the Senior Surgeon and Sanitary Commissioner in Mysore. In some cases the information may not at all be available.

6. For reasons stated above, I am in favor of a continuance of the present practice whereby the granting of the "A" and "C" certificates rests with the Medical Officer and not with the Magistrate. The latter has Forms I and II referred to above to fill up before sending the lunatic to the Asylum, and the columns of Form II to be filled by him contain some of the salient points of information required under the modified Form "C" proposed by the Senior Surgeon.

S. No. 515, dated Bangalore, 15th December 1905, from the District Magistrate, Bangalore District.

Serial No. 13.

With reference to letter No. J. 619-27—Pris. 8-2, dated the 22nd August 1905, calling for opinion in the matter of introducing a modified form for being filled in by Magistrates before sending lunatics to the Lunatic Asylum for observation, I have the honor to state that on receipt of the above letter, the opinions of the 1st Class Magistrates of the district were called for in the matter. In the concluding portion of the Senior Surgeon's letter No. 32, dated the 21st July 1905, he remarks that "the present method of sending them in is very unsatisfactory." It may be observed that the remark is very unhappy. It amounts to some extent doubting the exercise of discretion by Magistrates. No instance of imperfect enquiries or injury suffered by anybody as a consequence has ever come to my notice. I am therefore unable to understand the nature or extent of the difficulty that has resulted from the present mode of sending lunatics for medical observation, or how far the new form proposed by the Senior Surgeon can remedy the defect. It is not always that a Magistrate uses any form when he sends a suspected lunatic for medical observation, and when he does use a form it is Form II prescribed in Notification No. 141, dated the 31st July 1874. The headings in this form are almost the same as the headings in the form now suggested by the Senior Surgeon.

2. Lunatics who are sent for medical observation may be classed under three heads:—

(1) Wandering lunatics who are produced before Magistrates by the Police;

(2) Lunatics brought by their relatives for detention and care in the Asylum; and

(3) Lunatics coming before a Magistrate in the course of criminal trials.

The particulars required for filling up the form proposed can be had by the Magistrate only by enquiry of persons related to or knowing the lunatics well. The particulars are meant more to help the medical authority to arrive at a correct conclusion about the state of mind of the person than the Magistracy. If it is alleged that the medical officer has neither the power nor the facilities to conduct the enquiries and ascertain the particulars, the proposed form may be adopted and the Magistrates requested to fill them in wherever possible.

Proceedings of the Government of His Highness the Maharaja of Mysore, (Prisons), January 1908.

Modification of Form C. to be filled in by Magistrates sending lunatic patients for Medical observation.

Government Proceedings No. 2008-17—Pris. 8 dated the 22nd January 1906, to the Senior Surgeon and Sanitary Commissioner; the Magistrates of District and the Registrar of the Chief Court.

READ—

Letter No. G. 32, dated the 21st July 1905, from the Senior Surgeon and the Sanitary Commissioner with the Government of Mysore, requesting that Magistrates sending lunatic patients for observation may be required to fill up Form C as modified by him. Serial No. 14.

2. Letter No. G. 113, dated the 16th August 1905, from the same officer, stating in reply to this office letter No. J. 351—Pris. 8-2, dated the 2nd August 1905, that all matters requiring medical knowledge are eliminated from the modified form and that the proposed form is unnecessary in British India as only certified lunatics are sent to the Asylums there.

3. The following replies from the District Magistrates and the Registrar of the Chief Court expressing their opinion as regards the adoption of the proposed modification of Form C:—

Letter No. 254, dated the 11th September 1905, from the District Magistrate of Tumkur.

Letter No. 1750—77, dated 11th September 1905, from the Registrar of the Chief Court.

Letter No. 186, dated the 23rd September 1905, from the District Magistrate of Chitaldrug.

Letter No. 360—272, dated 30th September 1905, from the District Magistrate of Shimoga.

Letter No. 283, dated 9th October 1905, from the District Magistrate of Kadur.

Letter No. 495, dated 11th November 1905, from the District Magistrate of Mysore.

Letter No. 494—S, dated the 13th November 1905, from the District Magistrate of Hassan.

Letter No. C. 270, dated the 7th December 1905, from the District Magistrate of Kolar.

Letter No. 515, dated the 16th December 1905, from the District Magistrate of Bangalore.

ORDER THEREON.—The reports received from the District Magistrates of Kolar, Mysore Hassan and Chitaldrug show that in the mofussal districts, the Magistrates do, as a rule, place persons, deemed to be lunatics and brought before them under the observation of the local medical officers and take their evidence as required under Rule 5 of the rules for the reception and detention of lunatics in the Asylums in Mysore. The reports of the District Magistrates of Kolar and Hassan further show that mofussal medical officers under whose observation such persons are placed, are required by departmental rules to furnish Magistrates with reports in Form C. The mofussal practice in this State is thus the same as the Madras practice referred to by the Senior Surgeon. The Magistrates may be required to send to the Lunatic Asylum, if they do not already do so, the Medical Officer's certificate in Form C, in addition to Forms I and II prescribed by the rules. It is only in the case of persons dealt with by Magistrates in Bangalore that recourse is not had to previous medical observation, as under Rule 3 of the above rules, the Magistrates at Bangalore can send persons direct to the Lunatic Asylum after the necessary enquiry. The District Magistrate of Bangalore, who is also one of the official visitors of the Lunatic Asylum, says that no instance of imperfect enquiry or injury suffered by anybody as a consequence, ever came to his notice.

In these circumstances the Senior Surgeon is requested to state:—

i. whether in the case of persons dealt with by mofussal Magistrates it is not sufficient to direct the Magistrates to transmit the Medical Officer's report in Departmental Form C to the Lunatic Asylum in addition to Forms I and II.

ii. whether in the case of persons dealt with by Magistrates at Bangalore, it is necessary to provide for their observation elsewhere than in the Asylum and by a Medical Officer other than the one in charge of the Asylum—a course not contemplated in the rules; and if this is not considered necessary and if it is only desired that the Magistrates should elicit material particulars as in the new Form C and communicate the same to the officer of the Asylum, what the details are which are required to be furnished under the heads "12. Habits and disposition" and "14. Natural affection perverted or not"—some practical examples of such details being also given.

Proceedings of the Government of His Highness the Maharaja of Mysore, (Prisons and Jails), dated January 1908.

Modification of Form C. to be filled in by Magistrates sending lunatic patients for Medical observation.

No. G. 780, dated Bangalore, 20th April 1906, from the Senior Surgeon and Sanitary Commissioner with the Government of His Highness the Maharaja of Mysore, Bangalore, to the Secretary to Government, General and Revenue Departments.

With reference to the Proceedings of the Government of His Highness the Maharaja of Mysore and order thereon o. J. 2008-17—Pris. 8-14, dated 22nd January 1906, anent the modification of Form C concerning lunatics to be filled in by the Magistrates, I have the honor to forward in original the accompanying letter No. 359, dated 17th April 1906, (to be obligingly returned when no longer required) from the Medical Officer in charge, Lunatic Asylum, furnishing the information therein called for. Serial No. 15

(ENCLOSURE IN THE ABOVE.)

No. 359, dated 17th April 1906, from the Senior Surgeon and Sanitary Commissioner in charge of Lunatic Asylum, Bangalore, to the Senior Surgeon and Sanitary Commissioner, Mysore Government, Bangalore.

With reference to your No. 1515, dated 9—10th February 1906, forwarding Government Proceedings No. J. 2008-17—Pris. 8-14, dated 22nd January 1906 for compliance, I have the honor to state that, in my opinion, the procedure to be observed in regard to.

I. Persons dealt with by mofussal Magistrates should be:—

(*a*) The Magistrate should fill in the modified Form C. and send to the District Medical Officer along with the patient for observation and report. The reason for his doing so is that it is impossible for the Medical Officer to get the information furnished by this certificate. The Magistrate before whom the patient is brought has every opportunity for collecting such information, as he has the relatives present at the enquiry and can summon any other person he may think necessary to help him in collecting the information.

If the patient is found friendless, the Magistrate will have great difficulty in collecting the particulars; but this difficulty would, of course, be even more pronounced if it fell to the lot of the Medical Officer.

(*b*) When the Magistrate sends a patient to the District Hospital for observation and has been unable at once to supply all the information required by the modified Form C. he should subsequently forward the particulars wanting should he be able, after due enquiry, to collect them.

(*c*) If the Medical Officer considers the person sent for observation insane, he should fill in Form C. and send it to the Magistrate along with the certificate. (Form A.

(*d*) The Magistrate should then forward Forms os. I & II with the Medical certificate and Form C. as enclosures along with the patient to the Lunatic Asylum.

II. With regard to pauper patients dealt with by Magistrates in Bangalore, I have the honor to invite your kind attention to the fact that the rules in force here are those in force in the Madras Lunatic Asylum, and they require certain documents to be sent along with the patient to the Asylum. These documents are Forms Nos. I & II, the Medical certificate (Form A.) and the Medical History sheet (Form C). In regard to private patients, Forms A. B. & C. and an indemnity bond for securing payment for maintenance signed by the relative or friend who desires the patient to be treated in the Asylum, are necessary.

Therefore the reception of supposed lunatics into the Asylum without these forms is illegal.

If it is the pleasure of Government to alter this rule and require "supposed lunatics" from Bangalore City to be sent to the Lunatic Asylum merely for observation, an order may be issued to this effect.

The procedure in sending the "supposed lunatics" to the Asylum for observation should be the same as that adopted in the mofussal when Magistrate send persons to the mofussal Medical Officer for report, *i. e.*, the patients should be sent accompanied by modified Form C.

(*b*) As to what a Magistrate should enter under the heading 12 of modified Form C; he has simply to conform to what the words mean as they are ordinarily accepted; for example, as to habits:—active, sedentay, lazy, indolent, cleanly or the reverse; as to disposition, the patient may be morose, cheerful, jovial or indifferent.

In regard to 14 "Natural affection perverted or not", a patient may loathe his own children and show a disposition towards other relatives the reverse of friendly, or he may be very suspicions of them, etc.

Proceedings of the Government of His Highness the Maharaja of Mysore, (Prisons), dated January 1908.

Modification of Form C. to be filled in by Magistrates sending lunatic patients for Medical observation.

III. I might add here my recommendation that another column be added to Form II. for "number and kind of property on the person and the address of the relatives, if any" of the lunatic when he is sent to the Asylum, and that the heading of column 15 be altered to "at whose cost the patient is to be maintained while in the Asylum, and if at private cost, to whom the bill for maintenance, etc., should be sent," and the Magistrate be requested to fill in these two columns along with the first ten colums in Form No. II. as per Rules 3 & 6 for the reception and detention of lunatics notified in July 1874.

No. J. 3266-74, dated the 23rd May 1906, to the District Magistrates (the Registrar of the Chief Court of Mysore).

Serial No. 16

Copy of letter No. G. 780, dated the 20th April 1906, from the Senior Surgeon together with its enclosure furnishing the information called for in G. O. No. 2008-17—Pris. 8-14, dated 22nd January 1906, regarding the proposed modification of Form C to be filled up by the Magistrates while sending lunatics for medical observation, is forwarded to District Magistrates [the Registrar of the Chief Court of Mysore] with a request that they [he] will kindly favour Government with their opinion [the opinion of the Chief Court] in regard to the adoption of the modifications proposed by the Senior Surgeon.

No. 8002—407, dated Bangalore, 30th May 1906, from the Registrar, Chief Court of Mysore.

Serial No. 17

With reference to your Office Memorandum No. J. 3266-74—Prison 8-05-16, dated 23rd instant forwarding for opinion of the Chief Court copy of the Senior Surgeon's letter No. G. 780, dated 20th April 1906, *re* the proposed modification of Form C. to be filled up by the Magistrates while sending lunatics for medical observation, I am directed to state that, as already agreed to in this office letter No. 1750-77, dated 11th September 1905, the modified form may be adopted.

If any further alterations are intended to be made in the rules, a draft of the proposed alterations may kindly be sent as the Senior Surgeon's letter does not make them clear.

No. 593, dated Chitaldrug, 23rd June 1906, from the District Magistrate, Chitaldrug District.

Serial No. 18

Adverting to your official memo No. J. 3266-74—Pris. 8-05-16, dated the 23rd ultimo forwarding copy of letter No. G. 780, dated the 20th April 1906, from the Senior Surgeon and Sanitary Commissioner together with its enclosure furnishing the information called for in Government Order No. 2006-17—Pris. 8-14, of the 22nd January 1906, regarding the proposed modification of form C. to be filled up by the Magistrates while sending lunatics for medical observation and calling for an expression of opinion in regard to the modifications proposed by the Senior Surgeon, I have the honor to state that I have in this office letter No. 186, dated the 22nd—23rd September 1905, already expressed in favor of the adoption of the proposed modification of Form C. The addition and alteration now proposed by the Senior Surgeon and Sanitary Commissioner to Form II may also be adopted with advantage.

No. 1125—S., dated 23rd June 1906, from the District Magistrate, Hassan.

Serial No. 19

With reference to your official memorandum No. J. 3266-74—Pris. 8-05-16, dated 23rd May 1906, forwarding copy of letter No. G. 780, dated 20th April 1906, received from the Senior Surgeon, to the address of the Secretary, General and Revenue Departments to the Government of His Highness the Maharaja of Mysore, and its enclosure in the matter of the proposed modification of form C. required to be filled up by Magistrates while sending lunatics for medical observation and calling for my opinion in the matter, I have the honor to invite reference to my letter No. 494, dated 13th November 1905, to the address of the Secretary, General and Revenue Departments, in which I have stated my opinion concerning the Senior Surgeon's proposal for adoption of the modified Form C.

2. In para III of letter No. 359, dated 17th April 1906, from the Senior Surgeon and Sanitary Commissioner in charge of the Lunatic Asylum to the Senior Surgeon and Sanitary Commissioner to the Government of Mysore (copy of which was also sent with the memorandum under reply) he has proposed the addition of another column to Statement No. II appended to the Lunatic Rules of 1874 for entry of the number and kind of property on the person of the lunatic and of the address of the relatives, if any, of the lunatic and an alteration of the heading of column fifteen of the above statement (No. II) from "at whose cost the patient was maintained while in the Asylum" into "at whose cost the patient is to be maintained while in the Asylum; if at private cost, to whom the bill for maintenance should be sent."

Modification of Form C to be filled in by Magistrates sending lunatic patients for Medical observation

3. I am of opinion that the proposed additional column and alteration in the heading of column fifteen of statement No. II is necessary for facility of reference and precision and that Magistrates may be required to fill in the columns accordingly, and forward this statement and statement No. I with the medical certificate (form A) and medical history steet (form C) when sending lunatics to the Asylu

No. 92—64, dated 23rd July 1906, from the Deputy Commissioner, Shimoga District.

His official memorandum No. 3266-74—Pris. 8-05-16 of 23rd May 1906, requesting whether the modification of form C to be filled up by the Magistrates while sending lunatics for medical observation, may be adopted, as proposed by the Senior Surgeon. Serial No. 20.

Has the honor to state that the modifications referred to in the above may be adopted.

No. 242, dated 15th September 1906, from the Offg. Deputy Commissioner and District Magistrate, Kadur District.

With reference to office memorandum No. J. 3266-74—Pris. 8-05-16, dated 23rd May 1906, calling for my opinion in regard to the adoption of the modifications proposed by the Senior Surgeon of form C to be filled up by the Magistrates while sending lunatics for medical observation, I have the honor to submit that as already opined in my letter No. 283, dated 5th October 1905, the modifications proposed by the Senior Surgeon may be conveniently adopted. Serial No. 21.

No. S. 377, dated Bangalore, 1st November 1906, from the District Magistrate, Bangalore District.

With reference to your office memo No. J. 3266-74—Pris. 8-05-16 of the 23rd May last, calling for opinion regarding the adoption of certain modifications of form C to be filled up by Magistrates while sending lunatics for medical observation, I have the honor to state that I consulted the opinions of the 1st Class Magistrates in the district, of whom two are in favor of the proposed modifications, while the other two are against it. One of these latter is the City Magistrate whose court deals with by far the greater number of such cases in the district. Serial No. 22.

Personally I am of opinion that the information now required can be of very little assistance as it would necessarily in the majority of cases be so totally unreliable.

General No. 522, dated 3rd December 1906, from the District Magistrate of Tumkur.

Referring to Government Order No. J. 3266-74—Pris. 8-05-16, dated 23rd May 1906, forwarding for opinion Senior Surgeon's letter No. G. 780, dated the 20th April 1906, in respect of the particulars to be ascertained by Magistrates when sending a lunatic for medical observation, undersigned has the honor to state that he approves of the Senior Surgeon's suggestions. Serial No. 23.

No. 5405—274, dated 23rd January 1907, from the Deputy Commissioner, Kolar District.

With reference to your official memorandum No. J. 3266-74—Pris. 8-05-16, dated 23rd May 1906, calling for my opinion in the matter of introducing a modified "C" form to be filled in by Magistrates while sending lunatics for medical observation, I have the honor to state that the chief reason for its introduction as can be made out from a study of the correspondence between you and the Senior Surgeon is "to indicate that the Magistrate had made all due enquiries before sending the individual to the Asylum." From the mention of the word "Asylum," I take it that the Senior Surgeon, when he thought of the innovation in question had uppermostly in his mind an idea of rectifying the practice prevailing in Bangalore, of sending persons direct to the Asylum with only a Magisterial report of enquiry unaccompanied with a medical certificate in form "C" as is uniformly done in the moffusil. The rationale of the present Bangalore practice would seem to be, that by adopting such course, persons suspected of insanity might once for all be finally examined by the medical officer in charge of the Lunatic Asylum without being unnecessarily subjected to an intermediate previous examination by a District Medical Officer—a course, as a rule, adopted in the moffusil as a precautionary measure against needless expenditure and trouble in dealing with cases, where insanity is not of a pronounced type or degree and consequently not requiring special treatment in the A. ylum Serial No. 24.

Proceedings of the Government of His Highness the Maharaja of Mysore. Prisons. January 1908.

Modification of Form C to be filled in by Magistrates sending lunatic patients for medical observation.

2. As the moffusil practice is in conformity with the Senior Surgeon's views, his posed "C" form, which is almost the same as our present form, I do not see any objectio the introduction of the former.

No. 725, dated Mysore 11th April 1907, from the District Magistrate, Mysore.

With reference to your memorandum No. 3266-74—Pris. 8-05-16, dated 23rd May 1906, calling for opinion on the proposal of the Senior Surgeon to modify form C required to be filled up by the Magistrates in sending up lunatics for med observation, I have the honor to state that the modified C form as proposed by the Se Surgeon may be introduced. Serial No. 25

No. J. 3374, dated 3rd May 1907, to the Senior Surgeon and Sanitary Commissioner.

I am directed to advert to the correspondence ending with your letter No. G. 780, dated the 20th April 1906, on the subject of the rules relating to the observation and detention of lunatics, and to request that information on the following points may be furnished very early. Serial No. 26.

1. Which is the place,—the Lunatic Asylum or the Central Jail—to which lunatics (or supposed lunatics) in the Bangalore City, are sent by Magistrates for medical observation, prior to the issue of an order for detention in the Lunatic Asylum for care and treatment ?

2. In para II of letter No. 359, dated the 17th April 1906, from the officer in charge of the Lunatic Asylum, Bangalore, forwarded to Government with your letter under advertence, it is stated that the rules in force in the Asylum are those in force in the Madras Lunatic Asylum, which require that certain documents (Form I and II, A, B and C) should be sent with the patients to the Asylum. What is the number and date of the Government Order sanctioning the adoption of these rules in the Asylum at Bangalore ?

No. G. 1059, dated Bangalore 17th June 1907, from the Senior Surgeon and Sanitary Commissioner with the Government of His Highness the Maharaja of Mysore, Bangalore.

With reference to your No. J. 3374—Pris. 8-05-26, dated 3rd May 1907, *anent* the observation and detention of lunatics, etc., I have the honor to forward the accompanying copy of No. 484, dated 4th June 1907, from the Medical Officer in charge, Lunatic Asylum, furnishing the information therein called for. Serial No. 27.

ENCLOSURE IN THE ABOVE.

No. 484, dated 4th June 1907, from the Senior Surgeon in charge Lunatic Asylum, Bangalore, to the Senior Surgeon and Sanitary Commissioner, Mysore Government.

With reference to your No. 6666, dated 8—9th instant, forwarding copy of letter No. J. 3374—Pris. 8-05-26, dated 3rd May 1907, from the Secretary to Government, General and Revenue Departments, to the Senior Surgeon and Sanitary Commissioner, I have the honor to state that (1) the Lunatic Asylum at Bangalore is the place to which supposed lunatics of the Bangalore City are sent for medical observation prior to the issue of orders for their detention in the Lunatic Asylum for care and treatment.

With reference to para 2 of the Secretary's letter I beg to state that there is no distinct order of Government sanctioning the adoption of the Madras rules, but from the correspondence between the Durbar and the Residency regarding the detention of supposed lunatics of the Civil and Military Station, forwarded with Government Proceedings No. 1278—J. 140, dated 20th July 1895, it will be seen that the Senior Surgeon in his No. 185, dated 24th June 1895, having reported to the General Secretary in reply to his No. 23709—J. 1440 of 20th June 1895, that the general rules laid down under Section XVII, Madras Medical Code, Vol. II pages 70 to 97 are observed in the management of this Asylum, the Secretary has communicated the same in his letter No. 361—J. 36, dated 3rd July 1895 to the First Assistant to the Resident in Mysore, requesting the observance of the Madras rules may be legalized by sanctioning their adoption.

Proceedings of the Government, General and Revenue Departments. Serial No. 28

READ—

1. Chief Commissioner's Notification No. 141, dated the 31st July 1874, laying down Rulse for the reception and detention of lunatics in Asylums in the State.

Modification of Form C to be filled in by Magistrates sending lunatic patients for medical observation.

2. Government Proceedings No. J. 2008-17—Pris. 8-14, dated 22nd January 1906:—

(1) Letter No. G. 32, dated the 21st July 1905, from the Senior Surgeon and Sanitary Commissioner with the Government of Mysore, requesting that Magistrates sending lunatic patients for observation may be required to fill up Form C as modified by him.

(2) Letter No. G. 113, dated the 16th August 1905, from the same officer, stating in reply to this office letter No. J. 351—Pris. 8-2, dated the 2nd August 1905, that all matters requiring medical knowledge are eliminated from the modified form and that the proposed form is unnecessary in British India, as only certified lunatics are sent to the Asylums there.

(3) The following replies from the District Magistrates and the Registrar of the Chief Court, expressing their opinion as regards the adoption of the proposed modification of Form C:—

Letter No. 254, dated 11th September 1905, from the District Magistrate of Tumkur.
" No. 1750—77, dated 11th September 1905, from the Registrar of the Chief Court.
" No. 186, dated 23rd September 1905, from the District Magistrate of Chitaldrug.
" No. 360—272, dated 30th September 1905, from the District Magistrate of Shimoga.
No. 283, dated 9th October 1905, from the District Magistrate of Kadur.
No. 495, dated 11th November 1905, from the District Magistrate of Mysore.
" No. 494—S, dated 13th November 1905, from the District Magistrate of Hassan.
" No. C. 270, dated 7th December 1905, from the District Magistrate of Kolar.
" No. 515, dated 16th December 1905, from the District Magistrate of Bangalore.

No. J. 2008-17—Pris. 8-14, dated Bangalore, 22nd January 1906.

Order thereon.—The reports received from the District Magistrates of Kolar Mysore, Hassan and Chitaldrug show that in the mofussil districts, the Magistrates do, as a rule, place persons, deemed to be lunatics and brought before them, under the observation of local medical officers and take their evidence as required under Rule 5 of the rules for the reception and detention of lunatics in the Asylums in Mysore. The reports of the District Magistrates of Kolar and Hassan further show that mofussil medical officers under whose observation such persons are placed, are required by departmental rules to furnish Magistrates with reports in Form C. The mofussil practice in this State is thus the same as the Madras practice referred to by the Senior Surgeon. The Magistrates may be required to send to the Lunatic Asylum, if they do not already do so, the medical officer's certificate in Form C in addition to Forms I and II prescribed by the rules. It is only in the case of persons dealt with by Magistrates in Bangalore that recourse is not had to previous medical observation, as under Rule 3 of the above rules, the Magistrates at Bangalore can send persons direct to the Lunatic Asylum after the necessary enquiry. The District Magistrate of Bangalore, who is also one of the official visitors of the Lunatic Asylums, says that no instance of imperfect enquiry or injury suffered by any body as a consequence, ever came to his notice.

In these circumstances, the Senior Surgeon is requested to state—

(i) whether in the case of persons dealt with by mofussil Magistrates, it is not sufficient to direct the Magistrates to transmit the medical officer's report in departmental Form C to the Lunatic Asylum in addition to Forms I and II;

(ii) whether in the case of persons dealt with by Magistrates at Bangalore, it is necessary to provide for their observation elsewhere than in the Asylum and by a medical officer other than the one in charge of the Asylum a course not contemplated in the rules; and if this is not considered necessary and if it is only desired that the Magistrates should elicit material particulars as in the new Form C and communicate the same to the officer of the Asylum, what the details are which are required to be furnished under the heads "12. Habits and Disposition" and "14. Natural affection perverted or not," some practical examples of such details being also given.

Modification of Form C to be filled in by Magistrates sending lunatic patients for medical observation..

3. The following further rules will accordingly be prescribed for the guidance of Magistrates in the matter of reception and detention of lunatics in Asylums in the State:—

(1) Whenever a Magistrate directs observation by a medical officer or officer in charge of a Lunatic Asylum, of a person who is alleged to be a lunatic, he shall forward to such officer a statement of such of the particulars mentioned in the accompanying Form C as he may have elicited in the course of enquiry, and if he is unable to supply at once all or any of the information required by the said form, he shall forward the same subsequently, should he be able to collect them after due enquiry.

(2) If the medical officer or officer in charge of the Lunatic Asylum, before whom the patient is sent for observation, finds him insane, he should fill in such of the columns of Form C as are left unfilled and which may be filled in without much difficulty and then return the same to the Magistrate along with the accompanying medical certificate Form A.

(3) If, on receipt of the medical certificate Form A, and the medical sheet Form C, the Magistrate is satisfied that the person is a lunatic, and sends him to an Asylum, he shall at the same time forward to the asylum, the medical certificate and the medical sheet referred to above, together with an order in Form I as appended to Notification No. 141 of the 23rd July 1874, and a statement in Form II as at present modified with columns 15 and 16 also filled in.

4. In the case of private patients, besides the forms already prescribed, a statement in accompanying Form B and an indemnity bond for securing payment for the patient's maintenance, should be obtained by the Magistrate from the relative or friend of the patient who desires him to be treated in the asylum and forwarded along with the patient.

To—The Senior Surgeon in charge of the Lunatic Asylum.
The District Magistrates.
The Registrar of the Chief Court of Mysore.

FORM A.

Certificate of Medical Officer.

I, the undersigned (here enter name and official designation), hereby certify that I, on the day of at , personally examined (here enter name and residence of lunatic), and that the said is a lunatic (or an idiot, or a person of unsound mind), and a proper person to be taken charge of, and detained under care and treatment, and that I have formed this opinion on the following grounds, namely :—

1. Facts indicating insanity observed by myself (here state the facts).
2. Other facts (if any) indicating insanity communicated to me by others (here state the information and from whom).

(Signed).....

FORM B.

Order for the reception of a private patient.

I, the undersigned, hereby request you to receive A.B. a lunatic (or an idiot, or a person of unsound mind), as a patient into your asylum. Subjoined is a statement respecting the said A.B.

(Signed) Name.

Occupation (if any).
Place of abode.

Degree of relationship (if any), or other circumstances of connection with the patient.

Dated this day of one thousand nine hundred and.....

To the Superintendent of the Asylum at (describing the Asylum).

Modification of Form C to be filled in by Magistrates sending in lunatic patients for medical observation.

3. Letter No. G. 780, dated the 20th April 1906, from the Senior Surgeon and Sanitary Commissioner, furnishing a reply to the above, and suggesting the procedure which Magistrates should adopt in sending lunatics to the Lunatic Asylums.

4. Letter No. 8002-407, dated the 30th May 1906, from the Registrar of the Chief Court, furnishing the opinion of the Chief Court on the above suggestion.

5. The following letters from the District Magistrates, furnishing their opinion on the Senior Surgeon's suggestions :—

(i)	Letter No. 593, dated 23rd June 1906, from the District Magistrate of Chitaldrug.		
(ii)	„ No. 1125—3, dated 23rd June 1906	do	Hassan.
(iii)	„ No. 92-64, dated 23rd July 1906	do	Shimoga.
(iv)	„ No. 242, dated 15th September 1906	do	Kadur.
(v)	„ No. 377, dated 1st November 1906	do	Bangalore.
(vi)	„ No. 522, dated 3rd December 1906	do	Tumkur.
(vii)	„ No. 5405—274, dated 24th January 1907,	do	Kolar.
(viii)	„ No. 725, dated 11th April 1907	do	Myso e.

No. J. 2130-39—Pris. 8-05-28, dated Bangalore, 16th January 1908.

Order thereon.—A Magistrate taking action in respect of any supposed lunatic under the "Rules relating to the reception and detention of lunatics in Asylums in the State," before sending such supposed lunatic to an Asylum, is required by Rules 3 and 4 of the said rules to satisfy himself, after making such enquiry as may be necessary, that he is a fit person to be detained in an Asylum, and if the Magistrate's Court is situated in the mofussil, he has, under Rule 5 of the said rules, to keep the supposed lunatic under the observation of a medical officer, and to take some medical evidence to show that the person is a lunatic, before sending him to the asylum. In order to ensure a thorough enquiry by the Magistrate, the Senior Surgeon now proposes that a Magistrate in the mofussil sending a supposed lunatic to the medical officer for observation should also forward a statement of such of the particulars mentioned in the Medical Departmental Form C (with certain modifications) as he may be able to elicit, and that in cases where he is unable to supply at once all or any of the particulars required by the Form, he should forward the same subsequently, if he should be able to obtain the same. The Senior Surgeon further suggests that the procedure to be observed by Magistrates in the City of Bangalore in sending supposed lunatics to the Asylum for observation must be the same as that adopted in the mofussil and that, in the case of private patients, a further Form B and an indemnity bond for securing payment for maintenance signed by the relative or friend who desires the patient to be treated, are necessary. He also recommends that another column No. 16 should be added to Form No. II appended to the Chief Commissioner's Notification dated the 31st July 1874, with the heading "Number and kind of property on the person, and the address of the relatives, if any;" and that the heading of column 15 of the form be changed into "at whose cost the patient is to be maintained, while in the Asylum; and, if at private cost, to whom the bill for maintenance should be sent;" and that the Magistrates should be asked to fill in these columns along with the first ten columns.

2. The proposal of the Senior Surgeon requiring Magistrates to fill in Form C as modified by him is concurred in by the majority of the District Magistrates and the Judges of the Chief Court. Government consider that this course, while entailing a careful enquiry on the part of Magistrates, will also be of advantage to the medical officer as it will enable him to obtain information which he may not otherwise be able to get. Government accordingly direct that Form C be modified as proposed and the procedure, as laid down in para 3 *infra* be observed by all Magistrates including those in the Bangalore City when sending lunatics to the Asylum. The other proposals of the Senior Surgeon are also approved.

Modification of Form C to be filled in by Magistrates sending lunatic patients for medical observation.

STATEMENT.

(*If any of the particulars in the statement be not known, the fact to be so stated.*)

Name of patient, with Christian name at length.
Sex and age.
Married, single, or widowed.
Condition of life, and previous occupation (if any).
The religious persuasion, as far as known.
Previous place of abode.
Whether first attack.
Age (if known) on first attack.
When and where previously under care and treatment.
Duration of existing attack.
Supposed cause.
Whether subject to epilepsy.
Whether suicidal.
Whether dangerous to others.
Whether found lunati by inquisition or inquiry, under order of Court, and date of commission or order for inquisition or enquiry.
Whether any member of patient's family has been, or is affected with insanity.

(Signed) Name.

When the person signing the statement is not the person who signs the order, the following particulars concerning the person signing the statement are to be added, namely:—

Occupation (if any).
Place of abode.
Degree of relationship (if any), or other circumstances of connection with the patient.

No. II—Register of persons received in the Lunatic Asylum at—

Number.	Name of patient in full.	Sex and age, whether married, single or widowed.	Condition of life and previous occupation, and also the religious persuasion as far as known.	Previous place of abode.	Whether this is the first attack and age, if known on first attack.	When and where previously under care and treatment.	Whether subject to epilepsy, suicidal or dangerous to others, etc.	Duration of attack and supposed cause.	Whether any member of patient's family has been or is affected with insanity.	Date of admission into the Asylum.	Particulars and dates of the authority for admission, i.e., of order of any Magistrate or application of Civil Courts and section of the rules under which admitted.	Opinion of the Medical Officer in charge of the Lunatic Asylum on admission of the patient.	How disposed of, and date.	At whose cost the patient is to be maintained while in the asylum and if at private cost to whom the bill for maintenance should be sent.	Number and kind of property on the person and the address of the relative, if any.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16

Note.—The application by Civil Courts, and the Register in the Asylum must contain the above particulars as far as possible.

Modification of Form C to be filled in by Magistrates sending lunatic patients for medical observation.

FORM C.

1. Name.
2. Age.
3. Sex.
4. Married or single.
5. Number of children.
6. Occupation.
7. Where born and residence.
8. Religion.
9. Whether first attack and duration of present attack.
10. Cause.
11. Whether hereditary or otherwise.
12. Habits and disposition.
13. Degree of education.
14. Natural affection, perverted or not.
15. Evidence of insanity as ascertained from the relatives or the police.
16. Dangerous to self or others or epileptic.
17. Previous treatment.
18. State of bodily health.
19. Any injuries from violence.

Dated..... 190

Magistrate.